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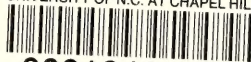
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

GENERAL ASSEMBLY

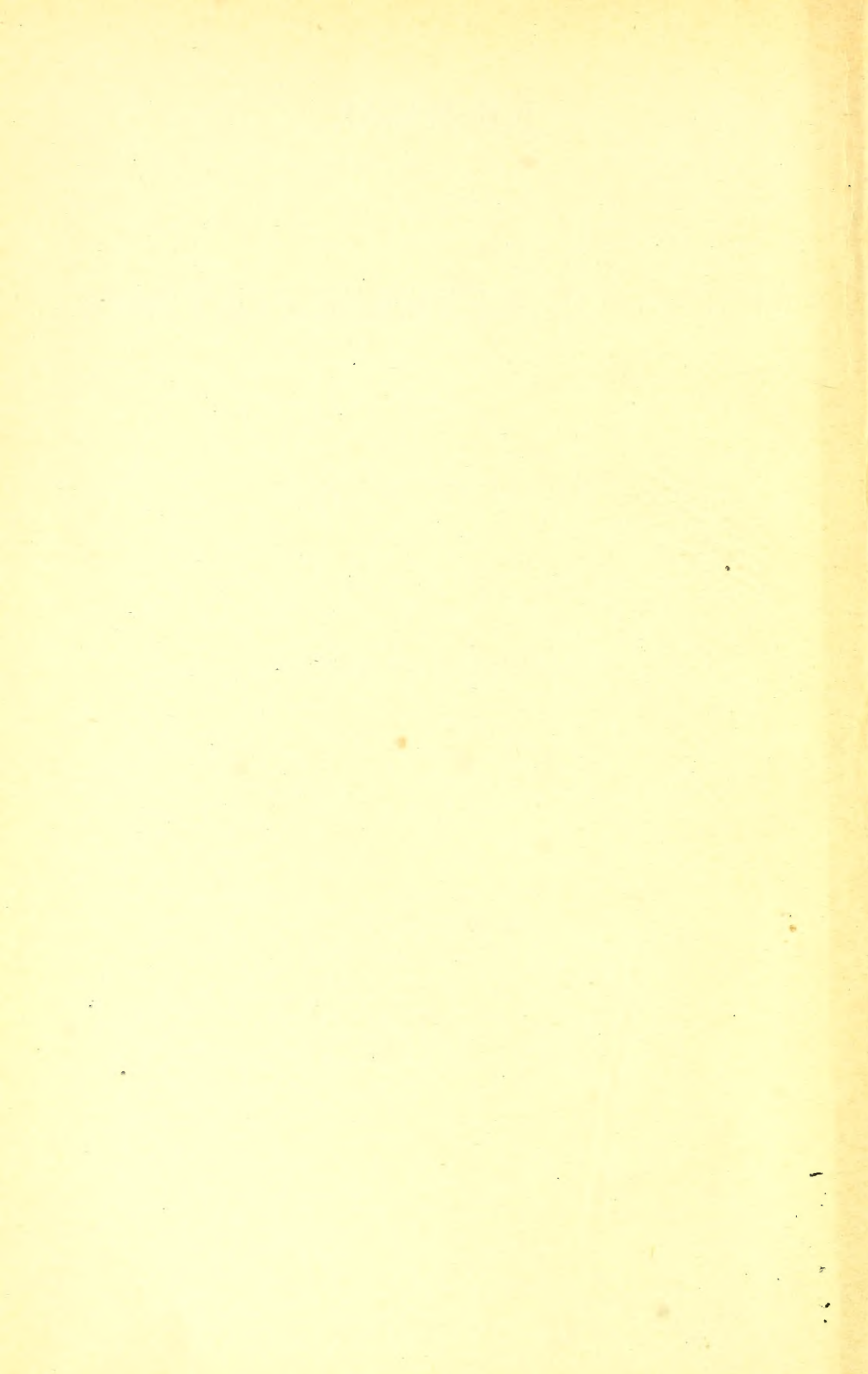
OF

NORTH CAROLINA

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SESSION 1931

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# OFFICERS AND MEMBERS OF THE HOUSE OF REPRESENTATIVES SESSION 1931

|   |           |
|---|-----------|
| WILLIS SMITH, SPEAKER.....                      | Raleigh   |
| THAD EURE, PRINCIPAL CLERK.....                 | Winton    |
| B. L. LUNSFORD, READING CLERK.....              | Asheville |
| MISS ROSA MUND, ENGROSSING CLERK.....           | Concord   |
| DR. C. M. HIGGINS, SERGEANT-AT-ARMS.....        | Lexington |
| J. F. BURKHEAD, ASSISTANT SERGEANT-AT-ARMS..... | Ashboro   |

## REPRESENTATIVES

| NAME                    | POSTOFFICE            | COUNTY     |
|-------------------------|-----------------------|------------|
| J. DOLPH LONG.....      | Graham.....           | Alamance   |
| J. L. GWALTNEY.....     | Taylorsville.....     | Alexander  |
| R. F. CROUSE.....       | Sparta.....           | Alleghany  |
| F. E. THOMAS.....       | Wadesboro.....        | Anson      |
| IRA T. JOHNSTON.....    | Jefferson.....        | Ashe       |
| ED. S. LOVEN.....       | Linville.....         | Avery      |
| A. D. MACLEAN.....      | Washington.....       | Beaufort   |
| DR. J. B. RUFFIN.....   | Powellsville.....     | Bertie     |
| C. L. BRADY.....        | Council.....          | Bladen     |
| JAMES W. THOMPSON.....  | Southport.....        | Brunswick  |
| M. L. REED.....         | Asheville.....        | Buncombe   |
| J. S. HOWELL.....       | Asheville.....        | Buncombe   |
| S. J. ERVIN, JR.....    | Morganton.....        | Burke      |
| SAM BLACK.....          | Harrisburg, R. 2..... | Cabarrus   |
| N. H. GWYN.....         | Lenoir.....           | Caldwell   |
| W. I. HALSTEAD.....     | South Mills.....      | Camden     |
| LUTHER HAMILTON.....    | Morehead City.....    | Carteret   |
| JULIUS JOHNSTON.....    | Yanceyville.....      | Caswell    |
| OSCAR T. PITTS.....     | Hickory.....          | Catawba    |
| V. R. JOHNSON.....      | Pittsboro.....        | Chatham    |
| JOHN H. DILLARD*.....   | Murphy.....           | Cherokee   |
| J. FERNANDO WHITE.....  | Edenton.....          | Chowan     |
| DR. P. B. KILLIAN.....  | Hayesville.....       | Clay       |
| HENRY B. EDWARDS.....   | Shelby.....           | Cleveland  |
| D. F. MCGOUGAN.....     | Taber.....            | Columbus   |
| DAVID H. WILLIS.....    | New Bern.....         | Craven     |
| W. C. EWING.....        | Fayetteville.....     | Cumberland |
| E. R. JOHNSON.....      | Currituck.....        | Currituck  |
| R. BRUCE ETHERIDGE..... | Manteo.....           | Dare       |
| W. O. BURGIN.....       | Lexington.....        | Davidson   |
| J. P. LEGRAND.....      | Mocksville.....       | Davie      |
| D. M. JOLLY.....        | Kenansville.....      | Duplin     |
| E. C. BROOKS, JR.....   | Durham.....           | Durham     |
| VICTOR V. YOUNG.....    | Durham.....           | Durham     |
| R. B. DAVIS.....        | Rocky Mount.....      | Edgecombe  |
| R. M. COX.....          | Winston-Salem.....    | Forsyth    |

\*Died February 11, 1931.

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## REPRESENTATIVES—CONTINUED

| NAME                | POSTOFFICE          | COUNTY      |
|---------------------|---------------------|-------------|
| R. M. HANES         | Winston-Salem       | Forsyth     |
| J. A. MARSHALL      | Walnut Cove         | Forsyth     |
| W. I. LUMPKIN       | Louisburg           | Franklin    |
| R. G. CHERRY        | Gastonia            | Gaston      |
| JOHN F. PUETT       | Dallas              | Gaston      |
| R. B. MORPHEW       | Robbinsville        | Graham      |
| G. D. GATLING       | Gates               | Gates       |
| CLAUDE W. ALLEN     | Creedmoor, R. F. D. | Granville   |
| J. C. MOYE          | Snow Hill           | Greene      |
| E. B. JEFFRESS      | Greensboro          | Guilford    |
| C. M. WAYNICK       | Higa Point          | Guilford    |
| THOMAS TURNER, JR.  | High Point          | Guilford    |
| D. MAC JOHNSON      | Enfield             | Halifax     |
| CLEMENT S. KITCHIN† | Scotland Neck       | Halifax     |
| J. R. YOUNG         | Dunn                | Harnett     |
| R. E. HIPPS         | Canton              | Haywood     |
| JOHN EWBANK         | Hendersonville      | Henderson   |
| HENRY H. JONES      | Cofield             | Hertford    |
| LAURIE McEACHERN    | Raeftord            | Hoke        |
| GEORGE E. DAVIS     | Lake Landing        | Hyde        |
| D. E. TURNER        | Moorestville        | Iredell     |
| THOS. A. COX        | Cullowhee           | Jackson     |
| PRESTON WOODALL     | Benson              | Johnston    |
| R. T. FULGHUM       | Kenly               | Johnston    |
| R. P. BENDER        | Pollocksville       | Jones       |
| A. A. F. SEAWELL    | Sanford             | Lee         |
| F. I. SUTTON        | Kinston             | Lenoir      |
| W. A. SIGMON        | Denver              | Lincoln     |
| DR. W. A. ROGERS    | Franklin            | Macon       |
| N. B. McDEVITT      | Marshall            | Madison     |
| J. C. SMITH         | Robersonville       | Martin      |
| W. W. NEAL          | Marion              | McDowell    |
| JOHN A. McRAE       | Charlotte           | Mecklenburg |
| JOE GARIBALDI       | Charlotte           | Mecklenburg |
| J. B. READLING      | Cornelius           | Mecklenburg |
| JOHN C. McBEE       | Bakervsville        | Mitchell    |
| T. WADE BRUTON      | Troy                | Montgomery  |
| U. L. SPENCE        | Carthage            | Moore       |
| O. B. MOSS          | Spring Hope         | Nash        |
| W. C. WOODARD       | Rocky Mount         | Nash        |
| WILBUR R. DOSHER    | Wilmington          | New Hanover |
| HARRISS NEWMAN      | Wilmington          | New Hanover |
| A. C. GAY           | Jackson             | Northampton |
| N. E. DAY           | Jacksonville        | Onslow      |
| S. M. GATTIS, JR.   | Hillsboro           | Orange      |
| J. J. BRINSON       | Grantsboro          | Pamlico     |
| J. C. JAMES         | Weeksville          | Pasquotank  |
| R. G. JOHNSON       | Burgaw              | Pender      |
| W. T. BROWN         | Hertford            | Perquimans  |
| R. L. HARRIS        | Roxboro             | Person      |
| JOHN W. HOLMES      | Farmville           | Pitt        |
| E. G. FLANAGAN      | Greenville          | Pitt        |
| E. B. CLOUD         | Columbus            | Polk        |
| W. L. WARD          | Asheboro            | Randolph    |
| D. E. SCARBOROUGH   | Rockingham          | Richmond    |

†Died December 21, 1930, Succeeded by Dr. T. W. M. Long, Roanoke Rapids, January 26, 1931.

## REPRESENTATIVES—CONTINUED

| NAME                  | POSTOFFICE   | COUNTY       |
|-----------------------|--------------|--------------|
| A. E. WHITE           | Lumberton    | Robeson      |
| ERNEST GRAHAM         | Red Springs  | Robeson      |
| MRS. LILLIE M. MEBANE | Spray        | Rockingham   |
| H. N. BINFORD         | Madison      | Rockingham   |
| GEORGE R. UZZELL      | Salisbury    | Rowan        |
| E. W. G. HUFFMAN      | Salisbury    | Rowan        |
| O. R. COFFIELD        | Ellenboro    | Rutherford   |
| A. L. BUTLER          | Clinton      | Sampson      |
| E. M. GILL            | Laurinburg   | Scotland     |
| J. A. GROVES          | Albemarle    | Stanly       |
| H. H. LEAKE           | King         | Stokes       |
| C. H. HAYNES          | Mt. Airy     | Surry        |
| DR. JAMES DEHART      | Bryson City  | Swain        |
| W. M. HENRY           | Brevard      | Transylvania |
| C. W. TATEM           | Columbia     | Tyrell       |
| T. L. A. HELMS        | Monroe       | Union        |
| JOHN B. CEUDUP        | Henderson    | Vance        |
| R. B. WHITLEY         | Wendell      | Wake         |
| J. SHEERWOOD UPCHURCH | Raleigh      | Wake         |
| WILLIS SMITH          | Raleigh      | Wake         |
| J. S. DAVIS           | Creek        | Warren       |
| Z. V. NORMAN          | Plymouth     | Washington   |
| R. T. GREER           | Blowing Rock | Watauga      |
| FRED P. PARKER, JR.   | Goldsboro    | Wayne        |
| GURNEY P. HOOD        | Goldsboro    | Wayne        |
| H. A. CRANOR          | Wilkesboro   | Wilkes       |
| H. G. CONNOR          | Wilson       | Wilson       |
| J. C. PINNIX          | Cycle        | Yadkin       |
| J. M. LYON            | Burnsville   | Yancey       |





# HOUSE JOURNAL

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## SESSION 1931

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### FIRST DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, January 7, 1931.

Be it remembered that the Constitution of the State of North Carolina fixes the date for the meeting of the General Assembly of North Carolina as being on the Wednesday after the first Monday in January, biennially, the date for this meeting being January 7th, 1931;

Therefore, pursuant to law, the House of Representatives is called to order by Alexander Lassiter, Principal Clerk of the last House.

Prayer by Rev. Mr. Fields, of Raleigh.

A call of the counties being made, the following members-elect appear at the Bar of the House and are duly qualified by taking their respective oaths of office, as administered by Judge Clarkson, of the Supreme Court of North Carolina, to wit:

#### MEMBERS OF THE HOUSE OF 1931

*Alamance*—J. Dolph Long.  
*Alexander*—J. L. Gwaltney.  
*Alleghaney*—R. F. Crouse.  
*Anson*—F. E. Thomas.  
*Ashe*—Ira T. Johnston.  
*Avery*—Ed. S. Loven.  
*Beaufort*—A. D. MacLean.  
*Bertie*—Dr. J. B. Ruffin.  
*Bladen*—C. L. Braddy.  
*Brunswick*—James W. Thompson.  
*Buncombe*—M. L. Reed.  
*Buncombe*—J. S. Howell.  
*Burke*—S. J. Ervin, Jr.  
*Cabarrus*—Sam Black.  
*Caldwell*—N. H. Gwyn.  
*Camden*—W. I. Halstead.  
*Carteret*—Luther Hamilton.  
*Caswell*—Julius Johnson.  
*Catawba*—Oscar T. Pitts.  
*Chatham*—V. R. Johnson.  
*Cherokee*—  
*Chowan*—J. Fernando White.

*Clay*—Dr. P. B. Killian.  
*Cleveland*—Henry B. Edwards.  
*Columbus*—D. F. McGougan.  
*Craven*—David H. Willis.  
*Cumberland*—W. C. Ewing.  
*Currituck*—E. R. Johnson.  
*Dare*—R. Bruce Etheridge.  
*Davidson*—W. O. Burgin.  
*Davie*—J. P. LeGrande.  
*Duplin*—D. M. Jolly.  
*Durham*—E. C. Brooks, Jr.  
*Durham*—Victor V. Young.  
*Edgecombe*—R. B. Davis.  
*Forsyth*—R. M. Cox.  
*Forsyth*—R. M. Hanes.  
*Forsyth*—J. A. Marshall.  
*Franklin*—W. L. Lumpkin.  
*Gaston*—R. G. Cherry.  
*Gaston*—John F. Puett.  
*Gates*—G. D. Gatling.  
*Graham*—R. B. Morphew.  
*Granville*—Claude W. Allen.  
*Greene*—J. C. Moye.  
*Guilford*—E. B. Jeffress.  
*Guilford*—C. M. Waynick.  
*Guilford*—Thomas Turner, Jr.  
*Halifax*—D. Mac Johnson.  
*Halifax*—  
*Harnett*—J. R. Young.  
*Haywood*—R. E. Hipps.  
*Henderson*—John Ewbank.  
*Hertford*—Henry H. Jones.  
*Hoke*—Laurie McEachern.  
*Hyde*—George E. Davis.  
*Iredell*—D. E. Turner.  
*Jackson*—Thomas A. Cox.  
*Johnston*—Preston Woodall.  
*Johnston*—R. T. Fulghum.  
*Jones*—R. P. Bender.  
*Lee*—A. A. F. Seawell.  
*Lenoir*—F. I. Sutton.  
*Lincoln*—W. A. Sigmon.  
*Macon*—Dr. W. A. Rogers.  
*Madison*—N. B. McDevitt.  
*Martin*—J. C. Smith.  
*McDowell*—W. W. Neal.  
*Mecklenburg*—John A. McRae.  
*Mecklenburg*—Joe Garibaldi.  
*Mecklenburg*—J. B. Readling.  
*Mitchell*—John C. McBee.

*Montgomery*—T. Wade Bruton.  
*Moore*—U. L. Spence.  
*Nash*—O. B. Moss.  
*Nash*—W. C. Woodard.  
*New Hanover*—Wilburn R. Doshier.  
*New Hanover*—Harriss Newman.  
*Northampton*—A. C. Gay.  
*Onslow*—N. E. Day.  
*Orange*—S. M. Gattis, Jr.  
*Pamlico*—J. J. Brinson.  
*Pasquotank*—J. C. James.  
*Pender*—R. G. Johnson.  
*Perquimans*—W. T. Brown.  
*Person*—R. L. Harris.  
*Pitt*—John W. Holmes.  
*Pitt*—Ed. G. Flanagan.  
*Polk*—E. B. Cloud.  
*Randolph*—W. L. Ward.  
*Richmond*—D. E. Scarborough.  
*Robeson*—A. E. White.  
*Robeson*—Ernest Graham.  
*Rockingham*—Mrs. Lillie M. Mebane.  
*Rockingham*—H. N. Binford.  
*Rowan*—George R. Uzzell.  
*Rowan*—E. W. G. Huffman.  
*Rutherford*—O. R. Coffield.  
*Sampson*—A. L. Butler.  
*Scotland*—E. M. Gill.  
*Stanly*—J. A. Groves.  
*Stokes*—H. H. Leake.  
*Surry*—C. H. Haynes.  
*Swain*—Dr. James DeHart.  
*Transylvania*—W. M. Henry.  
*Tyrrell*—C. W. Tatem.  
*Union*—T. L. A. Helms.  
*Vance*—John B. Crudup.  
*Wake*—R. B. Whitley.  
*Wake*—Sherwood Upchurch.  
*Wake*—Willis Smith.  
*Warren*—J. S. Davis.  
*Washington*—Z. V. Norman.  
*Watauga*—R. T. Greer.  
*Wayne*—Fred P. Parker, Jr.  
*Wayne*—Gurney P. Hood.  
*Wilkes*—H. A. Cranor.  
*Wilson*—H. G. Connor.  
*Yadkin*—J. C. Pinnix.  
*Yancey*—J. M. Lyon.



There being a quorum present the Clerk announces that the first order of business is the election of a Speaker and declares that nominations are in order.

Mr. MacLean presents the name of Mr. Willis Smith, of Wake, which is seconded by Mr. Crudup.

Mr. Butler presents the name of Mr. McBee, of Mitchell, which is seconded by Mr. Ward.

Mr. McBee withdraws his name.

The following members vote for Mr. Smith: Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Coxe of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrande, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham and Young of Harnett—112.

Mr. Smith having received the total number of votes cast, is declared duly elected Speaker of the House of Representatives, is escorted to the Chair by Messrs. Moss, McBee and Sutton, taking his several oaths of office administered by Judge Brogden, of the Supreme Court of North Carolina, assumes the duties of the Chair and announces that nominations are in order for the Principal Clerk of the House.

Mr. Halstead nominates Honorable Thad Eure, of Hertford County, whose nomination is seconded by Mr. Bender, and upon a call of the roll, the following members voted for Mr. Eure: Mr. Speaker, Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Coxe of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrande, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—113.

Mr. Eure having received all of the votes cast is duly elected Principal Clerk of the House of Representatives and takes his oath of office.

Mr. Ervin nominated Mr. B. L. Lunsford for Reading Clerk, and upon a call of the Roll, the following members vote for Mr. Lunsford: Mr. Speaker, Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Hoffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrande, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—113.

Mr. Lunsford having received all of the votes cast, is declared duly elected Reading Clerk, and takes his oath of office.

Mr. Black nominates Miss Rosa B. Mund of Cabarrus for Engrossing Clerk. The nomination was seconded by Mr. Sutton, and upon a call of the roll the following members vote for Miss Mund: Mr. Speaker, Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrande, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—113.

Miss Rosa B. Mund having received all of the votes cast, is declared duly elected Engrossing Clerk, and takes her oath of office.

Mr. Johnson of Halifax nominates C. M. Higgins for Sergeant-at Arms, which was seconded by Mr. Harris, and upon a call of the roll the following members vote for Dr. Higgins: Mr. Speaker, Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cof-



field, Connor, Coxe of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrand, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—113.

Dr. Higgins having received all of the votes cast is declared duly elected Sergeant-at-Arms, and takes his oath of office.

Mr. Spence nominates Mr. Burkehead as Assistant Sergeant-at Arms, which was seconded by Mr. Bruton, and upon a call of the roll the following vote for Mr. Burkehead: Mr. Speaker, Messrs. Allen, Bender, Binford, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Coxe of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrande, Long, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—113.

Mr. Burkehead having received all of the votes cast, is declared duly elected to the office of Assistant Sergeant-at-Arms, and takes his oath of office.

The Speaker announces that a notice of contest has been filed in regard to the election of Mr. Pinnix, of Yadkin County, the contestant being Mr. Amburn, of Yadkin County.

The notice, with accompanying papers, is referred to the Committee on Privileges and Elections.

#### MESSAGES FROM THE SENATE

The following messages are received from the Senate:

SENATE CHAMBER,

January 7, 1931.

Mr. Speaker: It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is

organized and is now ready to proceed with the public business, and for your information advises that the following officers have been elected:

*President Pro-Tempore*—Rivers D. Johnson.

*Principal Clerk*—LeRoy Martin.

*Reading Clerk*—B. F. Smith.

*Engrossing Clerk*—A. Corey.

*Sergeant-at-Arms*—O. P. Shell.

*Assistant Sergeant-at-Arms*—Exum T. Lewis.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:  
S. R. 1, a Joint Resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered Enrolled.

Pursuant to this Resolution, the Speaker appoints Messrs. Coxé of Jackson, Seawell and Mrs. Mebane as a Committee to convey this information to the Governor.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Connor: H. R. 1, A Joint Resolution to appoint a Committee to wait upon his Excellency, the Governor, to notify him of the organization of the General Assembly.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

By Mr. Neal: H. B. 2, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until February 15, 1931.

Referred to the Committee on Finance.

By Mr. Halstead: H. R. 3, A Joint Resolution requesting promptness in perfecting the organization of the General Assembly and the introduction of all important State-wide bills.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

Leaves of absence are granted as follows: Mr. Ervin, until Tuesday; Mr. Johnson of Halifax, until Thursday; Mr. Long, indefinite; Mr. Hood, until Monday; Mr. Allen, until Thursday, and Mr. Dillard, indefinite.

On motion of Mr. Johnson of Halifax, the House adjourns until 12 o'clock tomorrow in memory of Hon. Clement Kitchen.



## SECOND DAY

HOUSE OF REPRESENTATIVES,  
Thursday, January 8, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. C. J. Hollandsworth of Raleigh.

On motion of Mr. Moss, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to Mr. Melton, former member of the House from Craven County.

Leave of absence is granted to Mr. Jeffress of Guilford until tomorrow.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Seawell: H. R. 4, A Joint Resolution fixing the time for a Joint Session of the Senate and House of Representatives to receive the Governor's Message to the General Assembly and inviting His Excellency, the Governor, to deliver the same in person.

Passed first reading.

Rules suspended.

Passed its second and third readings and ordered sent to Senate without Engrossment.

By Mr. Davis of Hyde: H. B. 5, A bill to be entitled An act relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County.

Passed first reading.

Rules suspended.

Passed its second and third readings and ordered sent to Senate without Engrossment.

And

H. B. 6, A bill to be entitled An act relating to compromise settlement of suits or actions by the Board of County Commissioners of Hyde County.

Passed first reading.

Rules suspended.

Passed its second and third readings and ordered sent to Senate without Engrossment.

By Mr. Hamilton: H. B. 7, A bill to be entitled An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

Referred to the Committee on Commercial Fisheries.

By Messrs. White of Robeson, and Graham: H. B. 8, A bill to be entitled An act to abolish the office of tax collector of Robeson County and to repeal Chapter 465 Public-Local Laws of 1929.

Passed first reading.

Rules suspended.

Passed its second and third readings and ordered sent to Senate without Engrossment.

By Messrs. Harris, Newman and Doshier: H. B. 9, A bill to be entitled An act to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington.

Referred to the Committee on Finance.

By Mr. Johnson of Caswell: H. B. 10, A bill to be entitled An act authorizing the Public School Committee or Trustees of Milton School District to convey certain lands to the County Board of Education of Caswell County.

Referred to the Committee on Education.

#### COMMITTEE APPOINTMENTS

The Speaker announces the appointment of the following Committees:

*Committee on Rules:* Mr. Cox of Forsyth, Chairman; Messrs. MacLean, Connor, Sutton, Moss, Cherry, Crudup, Brooks, Johnson of Pender, Tatem, Pitts, Johnston of Ashe, Harris, Ewing, McBee.

*Committee on Privileges and Elections:* Mr. Cloud, Chairman; Messrs. McRae, Ervin, Loven, Leake, LeGrand, Hamilton, Johnson of Currituck, Young of Durham, Johnson of Halifax, Brinson, Ward, Butler.

On motion of Mr. Harris the House adjourns to meet tomorrow at 11:45 o'clock.

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### THIRD DAY

#### HOUSE OF REPRESENTATIVES,

Friday, January 9, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. E. Gibson Davis of Raleigh.

On motion of Mr. Moss, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to Hon. Robert N. Page, former member of the House.

Leaves of absence are granted as follows: Messrs. Willis, Lyon, Johnson of Pender, Cherry, Norman, Thomas, Coffield, Cranor, Hanes, Graham, Ruffin, Johnson of Chatham, Edwards, Davis of Hyde, Grant, Doshier, Newman, Moye, Hipps, Jolly, Brinson, Ewing, Binford, Day, Waynick, and Turner.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cox of Forsyth, for the Committee on Rules:

Reports amendments to the Rules of 1929, which are adopted and 1,500 copies thereof are ordered printed.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:



By Mr McRae: H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.

Referred to the Committee on Judiciary No. 1.

By Mr. White of Robeson: H. B. 12, A bill to be entitled An act to designate the time when tax collector or other authority collecting taxes and drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County.

Referred to the Committee on Finance.

By Mr. Jeffress: H. B. 13, A bill to be entitled An act to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about Building and Loan Associations.

Referred to the Committee on Judiciary No. 2.

By Mr. White of Robeson: H. B. 14, A bill to be entitled An act designating the manner of appointment of Drainage Commissioners in Robeson County.

Referred to the Committee on Propositions and Grievances.

By Mr. Loven: H. B. 15, A bill to be entitled An act to repeal Chapter 376, Public-Local Laws, 1929, relating to the leasing of school property by the Board of Education of Avery County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Helms: H. B. 16, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the town of Benton Heights, Union County, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

And

H. B. 17, A bill to be entitled An act regarding the election of cotton weigher for Monroe, Union County, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

And

H. B. 18, A bill to be entitled An act regulating the compensation of cotton weigher for Monroe, Union County, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

And

H. B. 19, A bill to be entitled An act to amend Chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. MacLean: H. R. 20, A Joint Resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 5, A bill to be entitled An act to provide a Right of Way for the United States Government for the Inland Waterway from the Cape Fear River at Southport to the North Carolina-South Carolina line.

On motion of Mr. MacLean the bill is set for a Special Order for Monday night, January 12, at 8:30 o'clock.

S. R. 3, Joint Resolution of the Senate and House requiring the Secretary of State to supply the Senate and House with volumes of the House and Senate Journals, and of the Private, Public-Local, and Public Statutes.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered Enrolled.

SENATE CHAMBER,

January 9, 1931.

MR. SPEAKER:

It is ordered that a message be sent to the House of Representatives, informing your Honorable Body that pursuant to Resolution of House of Representatives and Senate, the President of the Senate has appointed Senators McKee and Bennett to act with your House Committee to notify His Excellency the Governor that the General Assembly is ready to receive any communication he may see fit to transmit.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

The Speaker appoints Messrs. Connor, Brooks and Waynick as a committee to act with a like committee appointed by the Senate.

#### JOINT-SESSION

Pursuant to resolution, the hour of noon having arrived, the Sergeant-at-Arms announces the approach of the Senate, and that Body, preceded by its Officers, comes into the Hall and are assigned seats, Lieutenant-Governor Fountain taking his seat at the right of Mr. Speaker Smith. The Joint Assembly is called to order by Lieutenant-Governor Fountain, and immediately thereafter His Excellency, Governor Gardner, is escorted to the desk, and delivers his message.



Message of  
O. MAX GARDNER  
Governor of North Carolina.

We are met today to consider North Carolina and to take thought of her future.

This solemn duty, which is also the highest privilege of citizens of a self-governing commonwealth, comes to us at a time when most of our old problems appear aggravated by the condition of economic maladjustment in which we find ourselves, and when an unprecedented number of new problems are clamoring for solution. It is not any exaggeration to say that North Carolina stands today at a crossroads in her history: to a degree perhaps few of us realize, the whole future of this State will be profoundly affected by your work here in the eventful days that lie just ahead.

We are face to face with the supreme test of our collective common sense, of our intellectual and moral courage, and of our faith in the essential soundness of this commonwealth.

To get a perspective of our problem we should look back over the road we have traveled in recent years of prosperity. In the twelve-year period from 1918 to 1930 the total cost of government in North Carolina increased from twenty-three and one-half million dollars a year to the present total of one hundred million dollars. As late as 1913 the cost of public education was only \$5,500,000. Today the cost of public education amounts to twenty-eight million dollars a year. In 1913 the state bonded debt was eight million dollars, and as late as 1920 only eleven millions. It is now more than one hundred and seventy millions. In 1918 the total debt of local governments was sixty million dollars; today it is three hundred and seventy-five millions. The sum total of this period of expansion presents us today *with a bonded debt* for the state and its subdivisions of five hundred and thirty-seven million dollars.

While our movement to lift the state from its position of prostration and backwardness in the nation commenced in 1911, it was the period from 1921 that witnessed its major fulfillment. In this period we spent one hundred and sixty millions of public funds for the state highway system, eighty millions for school buildings, and thirty-two millions for the enlargement of the State's institutions. The counties, cities, towns, and districts followed the example of the state in providing permanent improvements and in increasing operating expense.

I, for one, do not wish to be understood as repudiating the wisdom or policy of the program of progress to which, through ten years of stirring achievement and growth—we have within sound economic limitations—become committed.

It is true, as I think we are all ready to admit, that such a fiscal and developmental program could not have been carried out without some mistakes. But they were honest mistakes of judgment. In all of the State's expenditures of millions during this period, there has never been an instance of dishonesty or graft in the handling of the people's money. It costs money to reclaim "lost provinces," whether it be in the realm of the geography of an imperial commonwealth or in the conservation of human life and opportunity. I ask you this question: Where would North Carolina be today

if she were contending with the evils of ignorance, the mire of mud, the poverty of spirit, and the tragedy of a deadened public conscience?

Our problem at this hour is not to spend sixty days in lamentation over the mistakes of the past or in over-boasting of the progress of the past. Our challenge is to lift, to conserve, and to keep on solid ground. Our problem at this hour is to see North Carolina steadily and to see it whole; to think of individual and local conditions in terms of their ultimate state-wide significance, to provide for the needs of the present, and to keep steadily in mind the fact that the consequences of what we do today will become manifest tomorrow—that, in sober truth, it is North Carolina's future with which we are dealing.

A state is governed by the same general economic laws that apply to an individual. And we ourselves must not forget that just as the average North Carolina home has gone on a basis of rigid economy and self-denial, so too must the state through its chosen representatives interpret the will and reflect the composite economies that now control its fiscal affairs, as the family budget is fixed and reduced around the legislative fireside of the homes of North Carolina.

#### AGRICULTURE

In my inaugural address I stated my ambition to improve the condition of agriculture and country living in North Carolina. The financial distress of agriculture is being manifested in the dissatisfaction of the farmer with his tax burden; but the real effect is more far-reaching than this. To relieve the farmers of their tax burden altogether would fail to relieve them of their distress. I say frankly that one of the most serious elements in the intricate maze of interlocking difficulties that this state is now grappling with and that we lump together under the head of "economic depression" is the fact that its farmers are receiving for their 1930 crops of cotton and tobacco \$80,000,000 less than they received for their 1927 crops. I now ask this further question:

If we had these eighty millions, how completely would vanish many of the perplexing problems we are grappling with today?

Hard, nay, critical as the situation is, it would be much more aggravated but for the economic compensation in the acceptance by the farmers of this state of the Live-at-Home idea. Supported by the press, and the agricultural, business, and educational agencies in the state, the administration in January last year undertook to develop a state-wide program of encouraging every farmer and farm tenant to grow sufficient food and feed stuffs to be self-supporting and also designed to relieve the annual importation into this state of more than one hundred and fifty million dollars worth of food and feed stuffs. The slogan of this campaign was: "North Carolina must live at home."

The results for the first year have been most gratifying. We reduced our cotton acreage 234,000 acres and increased our corn acreage 271 acres. We increased our yield of corn above the 1929 crop 1,040,000 bushels. We increased all of our home consumption crops. We increased our corn crop 12 per cent; hays 7 per cent; oats 11 per cent; soy beans 35 per cent; cow peas 19 per cent; sweet potatoes 25 per cent; Irish potatoes 21 per cent; commercial truck 22 per cent; and sorghum cane 24 per cent. There is more



corn bread, more cow peas, more molasses and more sopping going on in North Carolina this winter than at any time in the State's history.

The United States Government reports these figures. It states that the total value of the food and feed crops in 1930 over 1929 amounted to a saving of \$16,544,000. The significance of this vast sum is appreciated when we realize that without it this amount in cash would have gone out of the state for food and feed stuffs and that this would have constituted a heavy drain upon the cash received from cheap cotton and cheap tobacco. We are already organizing in 1931 to repeat and intensify the campaign and to raise this year at least forty million dollars of food and feed stuffs over and above that raised in 1930. At the same time we are continuing our drive to persuade the North Carolina farmers to select purebred, certified seed for planting and to breed purebred dairy cattle and livestock. The hope is to grow the right crops, to plant the best seeds, and to rid North Carolina of the scrub.

#### FISCAL PROBLEMS

Since January 1, 1929, the state has paid a total of \$9,482,640 on its bonded debt. During this two years we paid off more on our bonded debt than that debt totaled in 1913. That is to say, in 1913 the total bonded debt of the state was eight million, and we have paid nearly ten million in twelve months.

After serious consideration and after consultation with the members of the Advisory Budget Commission, I firmly believe that no additional bonds should be authorized for permanent improvements at this session. After having enjoyed ten solid years of having the public spendings sweetened by fifty million dollars annually from bond issues, North Carolina now finds itself facing a ten year period with its borrowing power dried up and with the requirement of raising forty million dollars annually for interest and principal repayments. Instead of having \$1.50 to spend for every dollar levied in taxes, we now find that our tax dollar yields only sixty cents for carrying on the ordinary and regular business of government, and that forty cents must go for interest and repayment.

#### SALARY CUT

I am now about to make a recommendation that, so far as I know, is without precedent in the history of North Carolina, and I make it with no personal satisfaction. I recommend that this General Assembly cut by ten per cent the salaries, wages, fees, or compensation of officers and employees who receive pay from public funds—this cut to apply to everything, body, and salary from the Governor down and to apply to every employee of the state or its political subdivisions.

Let me make clear the scope of this recommendation. It would invoke the power of the General Assembly to give it application to every officer or employee who receives compensation from state, county or municipal government or from any institutions maintained by them. If it should fail to reach every class, it would bear the tinge of inequality and injustice and would not have its full effect on our total fiscal problem. If made universal, it will carry the virtue of equal treatment and will save four million dollars a

year on our total tax bill. The only exceptions I recommend are those whose salaries have already been reduced by this amount since December 1929, and those whose salaries are less than fifty dollars per month.

I am prompted to make this recommendation in no spirit or purpose of moving backward, but in stern realization of existing conditions. Every competitive industry has seen its earnings drop from month to month. Practically the whole laboring group has experienced diminished earnings by reason of forced unemployment and decreased opportunities to work. Thousands of workers in North Carolina are on a basis of three days a week; and tens of thousands who have the will to work are walking the streets in idleness. The country and city merchant, the tradesman, and the professional man are all rendering the same service but are receiving materially lower incomes. But above all these is the North Carolina farmer and land owner who has been compelled to stand by and see fifty per cent of his income washed away by declining prices. It is indeed a serious thing to reduce public salaries; but we can only hope that those who are affected will continue to serve the public with the spirit of faithfulness which has guided them in the past. Public officers and employees constitute one class that enjoy full-time employment and a certainty of regular pay, and a basic cut of ten per cent in salary or wage is the only reduction they will have to sustain. There is this other compensation: eighty-five cents today will buy as much as one dollar would buy in 1928.

I recommend that this cut become effective on July 1, 1931, the beginning of our next fiscal year, and continue for a two-year period only. I especially recommend that the laws enacted to carry out this ten per cent cut make it mandatory that the savings thus made be reflected in a positive reduction in tax levies on property to the full amount of the savings realized. This reduction will be worthless unless it finds its way into the pocket books of the tax payers.

#### PUBLIC ROADS

Our total investment in public roads is greater than our total investment in educational facilities, and our annual tax bill to sustain public road maintenance and indebtedness rivals our total annual tax bill for education.

Our public roads should be maintained by those who use them, including people from other states who travel over them. The gasoline tax levied and collected in this state furnishes as much real value for the money as any tax levied, and furnishes it direct to the man who pays it. With property groaning under the load of all other expenses of local government, it should not be made to bear any part of the expense of maintaining roads.

This General Assembly will have before it the most complete information ever assembled in any state in the union concerning the whole range of its public road problem. You will have placed before you maps showing every mile of public road in every county in North Carolina, classified into grades and types of road. You will find county road mileage one-third less than was estimated two years ago. You will have analyzed data, carefully collected from each county seat, showing the costs of county road maintenance, the relationship between road expenditures and county chain-gangs, and the efficiency and effectiveness of the several county road organizations.

Two years ago I presented to the General Assembly the suggestion of expansion of state highway maintenance to cover all public roads in the state.



After further consideration of this subject, with the more complete information now available, with an adequate fund for the purpose in easy reach without a tax on property, I am more convinced of its wisdom.

I do not partake of the apprehension that our state highway organization, after it has completed its big construction program, cannot be made adequate to the task of expending six million dollars of additional funds in county road maintenance. When its organization was immature and when its knowledge of road construction and maintenance had to be learned, it took over in one day all the main arteries of public roads in the state—carrying perhaps eighty per cent of travel mileage. Adequately maintaining this mileage, and constantly increasing it, it assumed with conspicuous success the added responsibility of spending twenty-five million dollars a year in laying out and constructing our main state system, now carrying perhaps eighty-five per cent of travel mileage.

With this major problem of construction behind us and with its seasoned organization trained in knowledge and technique extending through every county in North Carolina, I believe the State Highway Department could take over this large problem more easily than it originally met the problem of taking over the state system. Don't tell me it can't be done. It can be done and must be done.

This public road survey clearly points out the necessarily wasteful methods of public road maintenance by the more than one hundred and fifty separate organizations now operating within county line limitations. I can, of course, see difficulties and perhaps hardships involved in the carrying out of this plan, but they seem to me far outweighed by the advantages and economies. And we must meet and master difficulties and hardships if this General Assembly is to perform any major operation for the relief of property taxation.

I, therefore, recommend that the state take over the complete maintenance of the county road systems. I recommend that the gasoline tax be increased to six cents per gallon and that all laws authorizing refunds of gasoline tax be repealed. I recommend, further, that two cents of the gasoline tax levy, together with the present appropriation of \$500,000 from the highway fund be set aside for state maintenance of county roads. This will provide a \$6,000,000 fund which should be adequate.

#### STATE HIGHWAYS

I share the pride and admiration of all our people in the accomplishments and the superb service of the State Highway Commission in building up our great system of hard-surfaced highways. Such an extensive system could probably not have developed under any plan other than the one adopted in 1921. But, we must remember that the problems of 1931 are not the problems of 1921. In 1921 our major problem was to build; in 1931 our major problem is to maintain. In 1921 we had no system of roads. Today, our main job is to tie the traffic arteries into one co-ordinated system. The time has come to discontinue building state highways in piecemeal fashion.

The state now has, in effect, nine separate highway organizations, hedged about and fettered by legislative and administrative restrictions upon the allocation and expenditure of highway funds. The state should not longer be subordinated to the individual districts.

I therefore recommend that the system of legislative highway districts with its complicated provisions for the apportionment and expenditure of highway funds be abolished. I recommend that the State Highway Commission be composed of a chairman and four commissioners from the state at large and that the Commission be authorized to establish such administrative districts as shall be necessary. I further recommend that the laws be enacted providing that future highway construction and reconstruction may be based upon a complete and composite state system developed on the basis of highway transport and traffic surveys; and that highway funds should be under the same general budgetary supervision as all other public funds.

#### PRISONS AND PRISONERS

The conclusion is inescapable that an organic economic relationship exists between highways and roads and prisoners in North Carolina, and that this relationship ought to be unified and integrated. In the present biennium, the State Prison has incurred a deficit of upward of \$370,000 due in large measure to the fact that it has been necessary to maintain many able-bodied prisoners for long periods of idleness.

Last March I appointed a commission to investigate and report upon the general prison problem in this state. After conducting an exhaustive study of our present system of penal administration and prison facilities, the commission filed its report which has been made available to you. I am in accord with its general recommendations, and cannot impress upon you too firmly the desirability of placing our prison administration on a sound economic basis. We need, first, a proper parole agency to supervise paroled prisoners; second, a modern plant to take the place of the unsafe, costly, unsanitary and wholly inadequate Central Prison; and, third, a practical plan of utilizing state and county prisoners in developing and maintaining our road program.

Governor Bickett, Governor Morrison, and Governor McLean have each successively and in no uncertain terms condemned our State Central Prison Plant. Governor Bickett declared that "the prison at Raleigh represents an inexcusable waste." In my opinion, the State has lost many thousands of dollars through its failure to put in effect the recommendations for the re-location of the Central Prison.

We should erect a modern but inexpensive building at Cary Farm to serve as the central unit in our prison system. We should provide industrial facilities for training prisoners and for making profitable use of their industry for state purposes. Through a sound co-ordination of our institutional programs, both the Caledonia and the Cary farms should be made to produce a large quantity of the basic food-stuffs used at the state institutions.

In the study of the state prison system, the Commission made recommendations covering the disposition of county prisoners. County convict and chain-gang camps present another problem which engages our particular attention at this time if the maintenance of county roads is taken over by the state. I suggest for your consideration the advisability of the erection of district prison camps to care for the present county prisoners and chain-gangs.



The 1927 General Assembly authorized \$400,000 for the purchase of additional prison farm lands. This money has not been expended, and wisely so. With the facts before us which heretofore were lacking we can now pursue a constructive policy; and I recommend that the previously authorized funds be made available to meet this serious situation.

#### TAXATION

Taxation is the means by which a people supply the funds for carrying on the services provided at public expense. It is the essence of democracy that such system be fair, just and reasonable—reaching every citizen, every privilege, and all property having taxpaying liability with even-handed justice.

Our ideal should be to consider fairly what amount we ought to raise, to decide whether our economic ability is sufficient to raise so much, to determine how much we shall raise; and our tax scheme should then be so constructed as within reasonable limits to require all citizens and all property to support the government according to their capacity and their benefit.

In its comprehensive report the Tax Commission tried to consider this subject in its wide ramifications. We should ourselves not undertake to legislate on any one phase of this question which reaches into every aspect of our economic and industrial well-being without first analyzing its effect on our whole scheme of taxation and on the welfare of the state in its entirety.

Of one conclusion I am absolutely certain. Taxes on property must be reduced. This is one clear mandate from the people. I but interpret their will. And we must go further; When we provide to cut taxes here, in Raleigh, we must also make provision that the cut be positively felt in the pocketbook of the taxpayer back home. This is our inescapable duty. The 1929 General Assembly reduced property taxes. It appropriated a total of \$10,000,000 from state funds to the county governments. Six and a quarter millions of this was absolutely new money. Although 72 counties showed some reduction in their property levies in 1929, the average county did not reflect anything like the full amount received from the state; and many cities levied such substantial increases that the purpose of the General Assembly to effect a reduction was largely nullified. If this General Assembly will put this recommendation into effect and if we can work out the basic program proposed herein, I have no doubt that we shall give property genuine relief, and this we must do.

I urge this General Assembly to face this question fairly and fearlessly, divested of personal or sectional or class selfishness, and in the light of a reasonable interpretation of the facts to reconstruct our taxation scheme.

There is no subject in all government that has as many angles and stimulates as many theories, or that is as susceptible to controversy as is taxation. I have, therefore, avoided any effort at specific recommendation as to schedules; but that does not mean that I do not consider it the most important subject you will be called upon to deal with with wisdom and intelligence.

#### REVALUATION OF PROPERTY

The most important single phase of property taxation is that of valuing property for tax purposes. This measures the proportion of the total tax

burden of a given taxing jurisdiction to be borne by each property owner. Under ordinary conditions real property should be revalued in a thorough and careful way every four years. However, I have with reluctance reached the conclusion that under existing conditions the quadrennial revaluation that is just beginning should be postponed for two years; and I recommend that the General Assembly enact a statute to provide that the revaluation of real property as of January 1, 1931, be made as of January 1, 1933.

The comprehensive sweep of depression has practically stopped the transfer of real property by open sales, and has left us without any satisfactory standards as a basis for fixing values. The constitution requires that property be assessed according to "its true value in money." Under present conditions true value in money cannot be determined with respect to almost every class of real property in the state. Adversity and depression have so touched every class of real property that we have no standard of measure for arriving at new values at the present time. A thorough revaluation would cost the counties of the state nearly a million dollars—a sum they can ill afford to spend at this time, unless the expenditure would be clearly reflected in an improved equalization of the tax burden among property owners.

In the face of present conditions many counties are asking to be relieved of the requirement of undertaking a thorough revaluation at this time. If some are relieved of this requirement, of course, all should be. If it is carried through, it should be state-wide. In my judgment, it would be a wise course to let revaluation alone two years. But I realize full well that your own collective opinion is the soundest judgment we can use. You come fresh from the people. You know and reflect the public opinion of every section of the state, and it is the opinion of the public and its welfare that must be served.

I present this question as one that should be determined promptly by the Assembly. The expense of revaluation has already begun; and if in your wisdom my recommendation should be carried out, this expense should be stopped at once.

#### USE OF TAX FREE GASOLINE BY COUNTIES

The decision of our Supreme Court in the Mecklenburg County case, to the effect that a county is not a "distributor" of gasoline within the meaning of the law and, therefore, cannot be required to pay the state tax on gasoline purchased in interstate commerce, has created a situation that demands legislative action in the interest of a uniform tax policy for all counties in the state.

Under present conditions counties that provide facilities for storing and distributing gasoline purchased in tank car lots, get the benefit of tax free gasoline. All other counties pay a price for gasoline that includes the tax. Either tax free gasoline should be made available to all counties, in as convenient method as possible, or a consistent method should be found to require all counties to pay the tax. I recommend that the latter course be pursued.

The following considerations impel me to make this recommendation. Under this plan each county would receive back from the state in its road fund substantially the proper share of the tax it pays. Practically no ex-



pense is involved in collecting the tax in a uniform way for all uses. Departure from a uniform rule makes enforcement of the law more difficult. Use of tax free gasoline for all public purposes runs into many difficulties and border-line decisions where there is a mixed public and private use. Our neighbor states, Virginia and South Carolina, treat their gasoline tax as a straight tax without refunds, as do many other states. Perhaps the strongest consideration in favor of a uniform enforcement of the tax for all public and private uses is the necessity for preserving this source of revenue without impairment, if it is to remain adequate for the obligations now resting on it and for the larger program of public road maintenance proposed. We cannot continue to undermine this revenue asset and maintain its adequacy for the important and increasing public service resting on it.

#### STATE REORGANIZATION AND CONSOLIDATION

There is no question as to the soundness of the principles upon which our State government is founded, but experience demonstrates that in many instances our machinery is antiquated and our methods of administration cumbersome, unwieldy, expensive and inefficient. As this state has developed and as new burdens have been cast upon the State government, numerous bureaus, commissions, and boards have been established to discharge these added duties. You have recently observed the multitude of independent state agencies and the incidental cost of printing, as you attempted to wade through the fifty-odd separate reports submitted to your body.

I have myself experienced a growing consciousness of the diffusion of authority and responsibility in the administration of our public affairs, and have arrived at the conclusion that the increasing size and burden of public expenditures demand the readjustment of our governmental machinery to the end that modern and practical methods may be used in the conduct of our state government.

I have placed in your hands a copy of the report made to me by the Brookings Institution, one of the foremost governmental research organizations in this country. It offers a present solution for our most pressing problems. It also sets up objectives, which will give helpful direction and definite purpose to our future efforts in carrying out governmental reform.

Among the subjects included in the scope of this report are the agencies dealing with the following: Financial control and administration, personnel, purchasing, education, highways, public health, public welfare, labor, conservation and development, agriculture, business regulation, taxation, justice, and local government. The central purchasing plan, the consolidation of our three higher institutions of learning, and the application of the short ballot with respect to State offices created by statute, I have already publicly advocated as constituting three essential changes. These proposals I now recommend.

I ask these questions: Do we need concentration of responsibility and authority where we now have diffusion? Do we need economy where we now have waste and duplication? Do we need to tighten up our regulation of banks and other legitimate objects of regulation? Do we need to abolish needless agencies giving no fundamental services? Do we need to supplant archaic methods with modern, sound practical methods? Do we need to strengthen the arm of any department of our government? If so,

I suggest that the appropriate legislative committee thoroughly digest and consider the recommendations made in this report so that such changes as are beneficial to the public welfare can be adopted. It is my deliberate judgment that the time is ripe for many of the recommended changes in our State government.

It is needless for me to remind you that while North Carolina has forged ahead in many fields it has not set the pace in the efficiency with which our government is operated. As a matter of fact, there is hardly a major proposal in the whole report which has not been supported at one time or another by preceding Governors, members of the General Assembly and the press throughout North Carolina. If we desire economy, there is but one path for us to take.

About twenty-five leading states of the forty-eight now have a consolidated or cabinet form of government such as herein recommended. This would indicate that there is nothing radical or new in adopting an improved system of government. At least a dozen General Assemblies now in session will this month give attention to this question. Governor Byrd of Virginia prepared for his address to the General Assembly in 1928 a detailed list of "direct cash savings" amounting to \$800,000 for the first biennium of the code operation. In the Maryland reorganization, the central purchasing feature alone has saved the state \$200,000 annually on \$2,000,000 purchases—not to mention the savings resulting from other consolidations, chief among which was the consolidation of the institutions of higher education into the University of Maryland. In the Pennsylvania reorganization, a deficit of \$29,000,000 was wiped out within the first three years of the code operation, and deficiency appropriations averaging nearly \$7,000,000 for the biennium were practically dispensed with. The reorganization of state government in New York by Governor Smith and a like reorganization in Illinois by Governor Lowden—who were alike pioneers in the field of state government reorganization—received nation-wide recognition by reason of the improved efficiency and economy they created. Maine and New Jersey at this moment are improving and reconstructing their state governments. Along the entire Atlantic Seaboard beginning with Virginia we find evidences of great steps forward. Idaho made a saving of close to \$400,000 a year during the first four years after its had systematized its administrative activities. The state tax rate of Nebraska was lowered 33⅓ per cent after two years of operation under an administrative code.

In the light of the experience of these progressive states, there is now offered to the General Assembly the opportunity to render to the taxpayers of North Carolina a service unexcelled and unequalled in the history of the state. And I pledge you my utmost personal co-operation and every facility of my office in the performance of this service.

#### LOCAL GOVERNMENT

The various units of local government in North Carolina—the one hundred counties, the hundreds of cities and towns, and the more than one thousand taxing districts—collect more taxes, spend more money, employ more public servants, have a more intimate contact with, and exert a more direct influence upon the lives of our citizens than does the state government. Inefficiency and maladministration of finances in many of our coun-



ties and municipalities are sources of waste which must be borne by the taxpayers. Inadequate protection of public money and improper accounting and settlement by officers handling public money, particularly tax-collecting officers, are a common condition that demand your immediate attention for adjustment.

The State's endeavor through the County Government Advisory Commission to assist counties in their problems has met with hearty favor in all counties, but the volume of this assistance should be enlarged. The state through this Commission should furnish supervision over the financial affairs of all local governments through uniform accounting systems, uniform budgets, restricted and uniform debt-incurring powers, and uniform purchasing procedure.

The Brookings Institution report relating to county government recalls the fact that the present burdensome taxes on property are levied by the towns and counties and expended by them entirely for their own benefit. The Tax Commission called attention to the fact that 75 cents out of every tax dollar is expended by and through local governments. The Brookings report notes the over-organized condition of our counties and points the way to better administration at reduced cost, through a greater concentration of authority in one responsible agency—the board of county commissioners—whose acts are proposed to be supervised and inspected by the County Government Advisory Commission and the State Sinking Fund Commission.

The financial plight of some counties today is evidence enough that additional restrictions are necessary upon their borrowing power. The indebtedness of local governments has increased three hundred and fifteen million dollars during the past ten years. I recommend that all requests for the validation of bonds or the refunding of bonds—such as regularly come before each session of the General Assembly—be required, first, to secure the approval of the State Sinking Fund Commission and, second, be authorized only as provided for in a general statute enacted with all the particularity and care required for laws authorizing bonds and taxes. This is no time to further increase the debt of the state or the local governments except such as is clearly in the public interest. The large volume of tax anticipation notes issued this year warrants a consideration of whether the beginning of the fiscal year and tax collection dates are too far apart and whether it would be well to advance the whole assessment and taxation calendar.

The proposal of the Brookings report for the passage of acts enabling counties jointly to use and maintain a common jail, county home, health department, and convict camp is a step in the direction of reduced cost and increased efficiency and welfare.

Likewise, I commend to your serious consideration the mandatory consolidation of some counties. Many of our 100 counties would never have been created, of course, if at the time we had had the transportation facilities of today. The beneficial experience gained by such enforced legislation will, I believe, pave the way for further consolidations at future sessions of the General Assembly.

#### EDUCATION

The public school is basic in a civilization such as ours. It is inherent in any scheme of democracy. It represents the State's best effort to give all



children an equal start in life. It stabilizes government; it sustains the economic power of a people, it alleviates social ills and provides for individual self sufficiency. Upon it we base our hope for the success of the next generation, and through it we can best discharge our obligations to those who come after us.

The General Assembly of 1929 created an Educational Commission and instructed it to study the administration of public education in North Carolina with a view both of finding possible economies and enriching the educational outcomes. The Commission submits its report in the form of two proposed bills. Bill No. 1, which represents the mature judgment of the Commission, attacks the problem in a fundamental way. It proposes that North Carolina write into the law equal educational opportunity for all the children of the state. It would consolidate the varied lengths of school terms, bridge expensive and arbitrary district lines, and decrease the spending agencies from nearly fourteen hundred to one hundred twenty-nine. Bill No. 2, is intended to serve as a temporary measure to be used only in case the fundamental reorganization is found by the General Assembly to be impossible at this session.

The Commission finds that the present administrative machinery of the School system is cumbersome and expensive on account of impassable district lines and the wide dispersion of financial control. It declares that this reorganized school system, will, on the whole, be less expensive than the operation of our present system.

Our school system as it exists today is not the result of unified planning. It represents diverse community thinking; it is spotted and irregular; it is local in nature and often inefficient in operation. It is most expensive at its weakest places. Some day its spots and irregularities will be rubbed out and that day will mark a glorious achievement for North Carolina.

One hope which I have steadfastly held since before becoming Governor was to be instrumental in bringing about an eight months school term. If the pressure of circumstances makes it necessary for me to forego this aspiration, it will be a severe disappointment. If, therefore, the General Assembly in its wisdom, can devise some way to provide an eight months school term for all the children in the state at a less expense than our present effort now represents, it will, in my opinion, render the highest public service.

Our institutions of higher learning—the University and State colleges, and the teacher training schools—are the crowning glory of our state educational system. We have a merited pride in visioning the steady, uncompromising strides to a finer material and spiritual culture that have carried our people forward within the lifetime of this century. Back of this finer culture, contributing to it, a dynamic part of it—are the splendid human labors of the men and women who continuously renew the youth of the state in its colleges and university. These institutions deserve and should receive the best thought of our united abilities, and I shall present a fuller discussion of them at a later date.

#### WORKMEN'S COMPENSATION

For twenty years the North Carolina General Assemblies discussed the adoption of workmen's compensation law. It remained for the General As-

sembly of 1929 to enact a constructive statute on this subject. There now remain only four states in the union without this law. The Industrial Commission which has administered this law with conspicuous success and with a fine sense of justice as between employer and employee has handled forty thousand cases of injuries in industry.

We have had more than a year and a half of experience under its operation, and should review its provisions with the view of correcting any inequalities that may have been found by experience to exist.

#### LABOR AND INDUSTRY

Occurrences within the past two years have brought every thinking North Carolinian face to face with the necessity for an appraisal of the relationship between capital and labor. We struggle through the storm in 1929; we must set our future course with wisdom and courage so as to avoid a repetition of those primary troubles.

The humanitarian trend in this country towards social legislation which protects the health and welfare of men, women, and children in industry is definite and fundamental. At the same time the general well-being of workers is, of course, essentially interwoven with the prosperity and business conditions prevailing in the industry in which they are employed.

Our largest employer of labor is the textile industry. This business for the past two years has existed on the fringe of financial prostration. The North Carolina farmer is in a desperate condition, but he by no means suffers a monopoly of misfortune. The textile owner and the textile worker may debate on even terms with the farmer the question of whether industry or agriculture has suffered the greater disability and financial loss within the past two years. Whatever legislation we can enact for the improvement of the workers of this industry will affect the welfare of one of the primary groups of the state. Any legislation we enact must, of course, be considered in relationship to our neighboring and competing states and with due regard to the present status of both employer and employee, but that fact should not and must not deter us in our duty as our experience and wisdom direct.

I recommend that the sixty-hour week be reduced to fifty-five hours, with adequate penalties for its violation. I recommend that night work for women under eighteen years of age in industry be prohibited; and that the educational requirement for children between the ages of fourteen years and sixteen years in industry be raised from the completion of the fourth grade to completion of the sixth grade.

In the formulation of fair and just regulatory policies, representatives of all interested groups should be heard. I commend to your study the section of the Brookings report dealing with this subject, one of the major recommendations of which is the creation of a reorganized Department of Labor, which would be charged with the duty of handling the state's labor activities and of exerting every effort in the direction of preserving amicable relations among the groups in our industrial population.

#### CONSTITUTIONAL CONVENTION

Throughout my public life I have observed the limitations placed upon the General Assembly because of the restrictions of our antiquated constitu-



tion. When the present constitution was written, North Carolina was an impoverished, broken agricultural state. The constitution as set up was fairly well suited to the needs of the people and the time. The far-reaching changes which have taken place in our social, economic, industrial, and governmental life since 1900 were not foreseen in 1868 and 1875 and could not have been provided for in the instrument adopted in that period.

Efforts in recent years to partially reconstruct the constitution by amendment have not been successful. The reason most frequently advanced in explanation of this is that instead of being revamped by amendments, the constitution should be completely re-written so as to adapt it in its entirety to present day needs.

In my judgment, the time has come when we should call a Constitutional Convention to re-write the organic law of the state, and I recommend that this General Assembly submit to the voters of the state at the next general election the question of calling a Constitutional Convention to be held sometime during the year 1933.

#### IN CONCLUSION

Heightened as my concern is with respect to both present conditions and the outlook, I am heartened with confidence because of the high opinion I hold of the ability and the character of the membership of this General Assembly. I welcome you to your duties at the State's Capitol. I congratulate the State on the calibre of the servants it has chosen; and I step aside here especially to express my own and the public's appreciation of that spirit of service that brings to this General Assembly the first woman ever elected by the people to the Senate of North Carolina, Mrs. E. L. McKee of Sylva. I also felicitate the citizenship of Rockingham County who have sent as their charming representative Mrs. B. Frank Mebane, the fourth woman ever to sit in the House of Representatives. I venture the opinion that Mrs. McKee and Mrs. Mebane will write large across the pages of achievement of this body.

I have laid before you candidly, ladies and gentlemen of the General Assembly, the conditions and needs of the state as I conceive them and as I believe you know them. If I have a public record, I hope it is a record of sustained progress. But I speak you the sober truth when I declare my conviction that the greatest foes of North Carolina's well-being today will be found among those of us who fail to sense conditions as they are and who fail to meet our responsibilities with courage.

In the beginning of this Legislature, which is the beginning of a new and, I hope, a better year, I covet for us all the resolution to conquer our fears. I am ambitious for us to recover first, not our prosperity, not our riches, not our ease and luxury, but that serenity of inner self which shall inspire our living faith in our institutions and continuing confidence in our fellow man.

It was the late Bishop Brent who said it was better both for the body and the soul to go hungry sometimes than to be full always; better to be weary from hard work than to keep on a dead level of comfort, or to know weariness only from the spinning dance and the daily pleasure; cleaner to be dusty and bathed in the blood and sweat of battle than to be so sheltered as not to know the meaning of hand-to-hand conflict with real problems or fierce temptations.



May I say this word in conclusion? This message into the preparation of which I have thrown every ounce of my energy and ability is my unselfish concept of my duty to the whole people of North Carolina. There is not a line in it, or a reservation unexpressed, that is prompted by anything but the purest patriotism of which my nature is capable. I have not considered politics, friendship, personnel, or personality, but have endeavored to the completeness of my capacity to subordinate everything and everybody to the welfare of my state and to the three million North Carolinians by whose grace and confidence I hold the high office of Governor.

O. MAX GARDNER,  
*Governor.*

January 9, 1931.

After the message of his Excellency, Governor Gardner, is delivered, on motion of Senator Johnson of Duplin, the Joint Assembly adjourns, and the Senate returns to its Chamber, the House resumes consideration of business.

Mr. Sutton lodges a motion that when the House adjourns on tomorrow it adjourn to meet Monday night, January 12, at 8 o'clock.

On motion of Mr. Sutton, the House adjourns to meet tomorrow at ten o'clock A. M.

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#### FOURTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, January 10, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. F. S. Love of Raleigh.

On motion of Mr. Hood the reading of the Journal of yesterday is dispensed with, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Henry: H. B. 21, A bill to be entitled An act to abolish the General County Court of Transylvania County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 6, A bill to be entitled An act to amend Section 1443, Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919, only in so far as the same relate to the first week of the February term, 1931 and to the first week of the May term of the Superior Court of Beaufort County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 11, A Joint Resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 12, A bill to be entitled An act to abolish the term of Superior Court of Perquimans County known as the January term of said Court and to amend Section 1443 of Volume 3, of the Consolidated Statutes of North Carolina, in so far as it relates to the January term of Perquimans Superior Court.

Referred to the Committee on Courts and Judicial Districts.

On motion of Mr. Spence the House adjourns until Monday night, January 12, at 8 o'clock P. M.

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## FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Monday night, January 12, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Patrick of Raleigh.

On motion of Mr. Halstead the reading of the Journal of Saturday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to Mr. I. C. Moser of Randolph County, former member of the House.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Butler: H. B. 22, A resolution requiring the heads of all of the Departments of the State Government to furnish to the members of the General Assembly a list of employees of their respective departments and the duties and salary of each.

Mr. Gattis sends forward an amendment, which is adopted.

As amended, passes first reading.

Rules suspended.

Passes second and third reading and ordered Engrossed.

By Mr. Helms: H. R. 23, A resolution requesting the Salary and Wage Commission to transmit to the General Assembly the names and salaries of all married women in the employment of the Departments of State Government.

Referred to the Committee on Proposition and Grievances.

By Mr. Ewbank: H. B. 24, A bill to be entitled An act to amend Chapter 344 Public Laws of North Carolina, Session 1929, known as the Machinery Act.

Referred to the Committee on Finance.



And

H. B. 25, A bill to be entitled An act to repeal Chapter 221 of the Public Laws of North Carolina, Session 1927, and Acts amendatory thereto.

Referred to the Committee on Finance.

By Mr. MacLean: H. B. 26, A bill to be entitled An act to amend Chapter 74, Public-Local Laws of 1911, Chapter 112, Public-Local Laws of 1913, Chapter 100, Public-Local Laws of 1920, and Chapter 287, Public-Local Laws of 1929, relating to the Recorders Court in the City of Washington.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Pinnix: H. B. 27, A bill to be entitled An act to repeal Chapter 398 Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, relating to closing of service stations on Sunday in Yadkin County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Gay: H. B. 28, A bill to be entitled An act to repeal exemption of shares of stocks in foreign corporations in the hands of individual holders from taxes.

Referred to the Committee on Finance.

By Mr. Butler: H. B. 29, A bill to be entitled An act to repeal Subsection (g) of Section 215, Chapter 345, Public Laws, 1929, relating to exemption from taxation of stocks in foreign corporations.

Referred to the Committee on Finance.

By Mr. Young of Harnett: H. B. 30, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the Public school system of the State of North Carolina.

Referred to the Committee on Education.

By Mr. Jones: H. B. 31, A bill to be entitled An act to repeal Chapter 407, Public-Local Laws, 1929, prescribing a discount and penalty in the payment and collection of taxes in Hertford County.

Referred to the Committee on Finance.

By Mr. Morphew: H. B. 32, A bill to be entitled An act relative to the compensation of the sheriff of Graham County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Leake: H. B. 33, A bill to be entitled An act relating to loans and discounts of state banks and limiting liabilities of officers, directors and employees thereof.

Referred to the Committee on Banks and Banking.

And

H. B. 34, A bill to be entitled An act to amend Section 5168 (q), Volume Three, of the Consolidated Statutes providing for the payment of Confederate pensions quarterly.

Referred to the Committee on Pensions.

By Mr. McGougan: H. B. 35, A bill to be entitled An act to secure the safety of the various Sinking Funds of the County of Columbus and the various school districts therein by proper investment.

Referred to the Committee on Finance.

#### MESSAGE FROM THE GOVERNOR

A message is received from the Governor transmitting the Budget, which message is ordered spread upon the Journal and a copy thereof is referred to the Committee on Finance.



BUDGET MESSAGE OF THE GOVERNOR TO THE GENERAL  
ASSEMBLY OF 1931.

MR. PRESIDENT, MR. SPEAKER, AND MEMBERS OF THE ASSEMBLY:

Complying with the provisions of the Executive Budget Act it is my privilege to present to the General Assembly the budget for the biennium beginning July 1st, 1931.

The budget report of the Governor, Ex-Officio Director of the Budget, and of the Advisory Budget Commission, submitted herewith, outlines the recommended financial policy and the proposals as to revenues and expenditures of the State for the biennium 1931-33.

The present biennium has demonstrated anew the value of the Executive Budget. Financial conditions, adverse to a degree rarely if ever before experienced, have taxed to the limit the statutory machinery of the State for maintaining a balanced budget. The General Assembly of 1929 left the budget of the General Fund for the biennium 1929-31 with a revenue deficiency of nearly \$2,000,000; that is to say, the total appropriations out of the General Fund by the 1929 General Assembly were nearly \$2,000,000 more than the estimated revenues to be collected under the Revenue Act of 1929. The revenues actually collected and now estimated to be collected are more than \$2,000,000 less than was estimated to be collected at the time the Revenue Act of 1929 was passed. Thus it will be seen that the revenues collected and to be collected under the Revenue Act of 1929 will be more than \$4,000,000 less than the amount of the appropriations made by the General Assembly in 1929.

In order to meet this condition expenditures were reduced during the fiscal year 1929-30 \$1,424,510 below the appropriation for that year, and it is planned to reduce the expenditures for the present fiscal year \$2,120,000 below the appropriations for this year. Notwithstanding these great reductions, and greater reductions could not be made without impairment to the services of the State, the biennium will close with an estimated deficit of \$1,224,151. This deficit is taken over and absorbed in the proposed budget for the biennium 1931-33.

The Highway funds and the Agriculture fund revenues have suffered and are suffering the same serious recessions as the General Fund.

The problems met in preparing the present proposals relate to both revenues and expenditures. It was found necessary to increase the revenues of the new biennium by more than \$5,200,000 to meet largely the shrinkage in collections under the revenue structure and the credit balance carried over from 1927-29 and reappropriated for 1929-31. The proposals for raising the additional revenues needed are discussed at length in the budget report transmitted herewith, and also in the report of the Tax Commission, to both of which reports I direct your careful attention and thoughtful consideration. As relates to expenditures, the situation is met by drastically reducing the proposed appropriations of 1931-33 below the appropriations made for 1929-31. It will be noted, therefore, that the problems are met in some degree with a consideration of both revenues and expenditures.

The proposed appropriation from all funds contemplate reducing by at least ten per cent all salaries and wages. If this reduction should not be provided for, the proposed appropriations will not be sufficient to meet the needs of the several departments, institutions and agencies of the State.

I have already recommended the ten per cent decrease in salaries and wages in my biennial message to this body. As stated in that message, I arrived at the conclusion to make this recommendation only after careful and serious thought. Realizing, however, that expenditures of the State must be reduced and that a part of this reduction must come from the sum paid by the State for salaries and wages, I feel that it would be a better policy for the State to make a cut of ten per cent in all salaries and wages paid rather than to leave the salary and wage scale at its present level and reduce the number of State employees sufficiently to make a ten per cent saving in the amount paid for personal service. This latter policy would not only cripple the efficiency of the departments, institutions and agencies, but would also add to the already large number of unemployed in the State.

With a decreasing value of the dollar and a declining commodity basis it will be less expensive to operate any enterprise in the future than it has been in the immediate past, and if the proposals set forth in the Budget report are put into effect the departments, institutions and agencies of the State ought to be able to carry on their operations without serious impairment to the welfare of the State.

The situation, however, is serious, and I frankly feel grave concern over it. The question of enforcing upon the next biennium the necessity of absorbing the deficit of the present biennium and at the same time making it bear its total operating expenses—necessitating drastic reductions in appropriations for the present biennium—is a question which should be thoroughly studied in the light of the present situation as a whole and of possible alternatives of meeting it, and I feel it my duty to call the attention of the General Assembly to the importance of facing this question and the budget as submitted in its entirety.

The proposal to increase the gasoline tax one cent a gallon and to take over the maintenance of county roads by the State Highway Commission, recommended in my biennial message, is not given effect in the proposals herewith submitted. Bills carrying these recommendations into effect will be prepared and submitted for your consideration in due course.

There will also be prepared and placed before you for your consideration and for introduction by the chairmen of the Senate Finance Committee and the House Finance Committee a Revenue Bill containing the proposal for raising revenue for the General Fund as outlined in the budget report. Also a general maintenance appropriation bill containing the proposed maintenance appropriation will be prepared and placed before you for your consideration and for introduction by the Chairman of the Senate Appropriations Committee and the House Appropriations Committee.

On account of the present economic conditions I do not think this General Assembly should authorize any additional bond issues for permanent improvement. The needs of the institutions in some cases are pressing, but they are not so pressing that, under present conditions, they may not wait until 1933, at which time it is hoped we will have reached a better day. There are certain unexpended and unallotted balances of permanent improvement appropriations made by former sessions of the General Assembly, and these may be reappropriated and reallocated, and a bill providing for the reappropriation and reallocation of these unexpended and unallotted balances will be prepared and presented to you for your consideration.



During the present biennium emergency loans or advances have been made to some of the institutions under Chapter 49, Public Laws of 1927. These emergency loans or advances are referred to in detail in the budget report. They amount to the total sum of \$316,295. The law provides that the obligations incurred by the State in making these emergency loans or advances shall be funded and included in any permanent improvement bond issue authorized by the next session of the General Assembly. Feeling, however, that no permanent improvement bond should be authorized by this session of the General Assembly, I recommend that provision be made for carrying these advances on short term notes until 1933, to be then funded, together with such advances as may be made under the same act for the ensuing biennium, by the General Assembly at that time. A bill to carry out this proposal will be prepared and presented to you for your consideration.

The budget as presented to the General Assembly is replete with information and data concerning the fiscal operations of the State government and of its departments, institutions and agencies, and this budget in its entirety is recommended to you for your careful consideration. If the information contained therein is not sufficiently clarified and amplified, application to the Budget Bureau will meet with a hearty response, and all available information will be placed at your disposal. Information collected by the Budget Bureau is available in all its details to each and every member of this General Assembly, and I trust that you will make full use of it.

O. MAX GARDNER,  
*Governor.*

#### SPECIAL ORDER

The hour for the Special Order having arrived the Speaker lays before the House

S. B. 5, A bill to be entitled An act to provide a right of way for the United States Government for the inland waterway from the Cape Fear River at Southport to the North Carolina-South Carolina Line.

Passed its second and third readings, and is ordered enrolled for ratification.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 13, A bill to be entitled An act to repeal Chapter 392, Public-Local Laws of 1929, relating to the use of automatic shot guns in Columbus County.

Referred to the Committee on Game.

S. B. 14, A bill to be entitled An act to increase the members of the Board of County Commissioners of Union County from three to five.

Referred to the Committee on Counties, Cities and Towns.

On motion of Mr. Harris the House adjourns until tomorrow at 12 o'clock noon.



## SIXTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, January 13, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. E. M. Hall of Raleigh.

On motion of Mr. Halstead the reading of the Journal of yesterday is dispensed with, and the same stands approved.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. White of Robeson: H. R. 36, A Joint Resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to the Committee on Propositions and Grievances.

By Mr. Cherry: H. R. 37, A Joint Resolution for the celebration of the birthdays of General Robert E. Lee and General Thomas J. Jackson.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

By Mr. Johnson of Halifax: H. B. 38, A bill to be entitled An act to amend Section 1608 of Sub-chapter 4 of the Consolidated Statutes pertaining to Recorder's Court.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

And

H. B. 39, A bill to be entitled An act to validate certain outstanding indebtedness of the Town of Littleton, in the County of Halifax, and to authorize the issuance of notes to fund such indebtedness.

Referred to the Committee on Finance.

By Mr. Thompson: H. B. 40, A bill to be entitled An act regulating the time of convening the Superior Courts in Brunswick County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Scarborough: H. B. 41, A bill to be entitled An act to amend Section 4 of Chapter 101 of Private Laws of 1887, relative to qualified voters of the Town of Rockingham.

Referred to the Committee on Judiciary No. 1.

And

H. B. 42, A bill to be entitled An act to amend Chapter 141 of Private Laws of 1901 by repealing Section six thereof relative to the election of trustees for the graded schools of the town of Rockingham, and to make new provision thereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Gwyn: H. B. 43, A bill to be entitled An act to regulate Municipal Corporations in the town of Granite Falls, Caldwell County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 44, A bill to be entitled An act to enable the governing authorities in cities and towns to postpone the sale of real estate for Taxes.

Referred to the Committee on Finance.

By Mr. Thompson: H. B. 45, A bill to be entitled An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

Referred to the Committee on Finance.

By Mr. Connor: H. B. 46, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February Term, 1931.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cox of Jackson: H. B. 47, A bill to be entitled An act to amend the Jury Commission Act of Jackson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Henry: H. B. 48, A bill to be entitled An act to amend Chapter 221 Public Laws, 1927, and Chapter 204, Public Laws, 1929, so as to extend the time for bringing foreclosure actions on certificates of sale for taxes held by the town of Brevard, Transylvania County.

Referred to the Committee on Finance.

By Mr. Cherry. H. B. 49, A bill to be entitled An act to authorize the city of Gastonia to issue bonds and notes.

Referred to the Committee on Finance.

And

H. B. 50, A bill to be entitled An act to repeal Sections 6777 to 6784 inclusive, Consolidated Statutes of North Carolina, and to create a board of examiners for embalming and funeral directors of North Carolina.

Referred to the Committee on Health.

By Mr. Jeffress: H. R. 51, A Joint Resolution of the House of Representatives and Senate inviting Mark Sullivan to address the General Assembly.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Mr. Speaker Smith announces the appointment of the following Committees:

*Committee on Agriculture:* Mr. White of Robeson, Chairman; Messrs. Sigmon, Holmes, Ruffin, Graham, Davis of Hyde, Mrs. Mebane, Ewing, Johnson of Currituck, Braddy, Johnson of Pender, McGougan, Jones, Black, Johnston of Caswell, McEachern, Cox of Forsyth, James, Allen.

*Committee on Appropriations:* Mr. Harris, Chairman; Messrs. Cox of Forsyth, Garibaldi, Morphew, Dillard, Burgin, Coffield, Norman, Brown, Holmes, Ewing, McEachern, Turner of Guilford, Hipps, Whitley, Graham, Edwards, Cranor, Sutton, Doshier, Seawell, Davis of Edgecombe, Haynes of Surry, Spence, Bruton, Johnson of Pender, Woodard, Young of Durham, Butler, Brinson.

*Committee on Banks and Banking:* Mr. Cherry, Chairman; Messrs. Hanes of Forsyth, Flanagan, Ruffin, Leake, Haynes of Surry, McEachern,



Etheridge, Burgin, Newman, Holmes, Davis of Edgecombe, Rogers, Cloud, Harris, McGougan, Ewing, Sutton, Whitley, Woodard, Greer, Hood, Coffield, Turner of Guilford, Ward.

*Committee on Claims:* Mr. Tatem, Chairman; Messrs. Ewing, Woodard, Johnston of Caswell, Lumpkin, Moye, Turner of Iredell, Allen, Cloud, Gwyn, Davis of Edgecombe, Uzzell, Thomas, Ewbank.

*Committee on Commerce:* Mr. Woodard, Chairman; Messrs. Henry, Brooks, Johnson of Chatham, Howell, Halstead, Bender, Davis of Warren, Hanes of Forsyth, Upchurch, Helms.

*Committee on Commercial Fisheries:* Mr. Hamilton, Chairman; Messrs. Davis of Hyde, Davis of Warren, Etheridge, White of Chowan, Tatem, Johnson of Currituck, Brown, Willis, Halstead, Bender, Thompson, Gatling, James, Hood, Doshier, Lumpkin, Brinson.

*Committee on Congressional Districts:* Mr. Crudup, Chairman; Messrs. Gill, Etheridge, Edwards, Moss, Cranor, LeGrand, Young of Durham, Reed, Ewing, Burgin, Spence, Cherry, Sutton, Flanagan, Neal, Waynick.

*Committee on Conservation and Development:* Mr. Coxe of Jackson, Chairman; Messrs. Hamilton, Whitley, Garibaldi, Willis, Greer, Ewing, Etheridge, Gwyn, Cranor, Jolly, Cox of Forsyth, Tatem, Waynick, White of Chowan, Sutton, Neal, Moss, Thompson, Day, Howell, Gill.

*Committee on Constitutional Amendments:* Mr. Long, Chairman; Messrs. MacLean, Turner of Guilford, Cranor, Moss, Connor, Morphew, Gill, Gay, Brooks, Young of Harnett, Seawell, Ervin, Butler.

*Committee on Corporation Commission:* Mr. Bruton, Chairman; Messrs. Killian, Dillard, Etheridge, Cranor, Moye, Gill, White of Robeson, Pitts, Halstead, Johnston of Ashe.

*Committee on Corporations:* Mr. Turner of Guilford, Chairman; Messrs. Dillard, Connor, Scarborough, Groves, Davis of Edgecombe, Readling, Gay, Seawell, Cherry, Henry, Rogers, Burgin, Howell, Parker.

*Committee on Counties, Cities and Towns:* Mr. Neal, Chairman; Messrs. Pitts, Holmes, Greer, Burgin, Day, Braddy, McGougan, Doshier, Ewing, Bruton, Hipps, Johnson of Pender, Cox of Forsyth, Etheridge, Gill, Johnson of Halifax, Long, Lumpkin, Ward.

*Committee on Courts and Judicial Districts:* Mr. Brooks, Chairman; Messrs. Sutton, Moss, White of Chowan, Long, Howell, Gattis, McRae, MacLean, Huffman, Morphew, Bender, Johnson of Chatham, Turner of Guilford, Halstead, Spence, Crouse, Lumpkin, Young of Harnett, Butler, Crudup, Burton.

*Committee on Drainage:* Mr. Holmes, Chairman; Messrs. Tatem, Johnson of Currituck, Davis of Hyde, Scarborough, Woodall, Halstead, Norman, Thompson, Jones, Johnson of Chatham, Gatling, Willis.

*Committee on Education:* Mr. MacLean, Chairman; Messrs. Ewing, McRae, Jeffress, Harris, Woodard, Cox of Forsyth, Mrs. Mebane, Neal, Holmes, Johnston of Ashe, Whitley, McGougan, Ruffin, Connor, Halstead, Uzzell, Coxe of Jackson, Coffield, Bruton, Gattis, McEachern, Norman, Graham, Doshier, Ward, McBee.

*Committee on Election Laws:* Mr. Ewing, Chairman; Messrs. Crudup, Young of Harnett, Doshier, Haynes of Surry, Edwards, Pitts, Upchurch, Bruton, MacLean, McEachern, Neal, Crouse, Graham, Davis of Hyde, Morphew, Gill, McDevitt, Ewbank, Cranor, McBee, Butler.

*Committee on Engrossed Bills:* Mr. Lumpkin, Chairman; Messrs. Gattis, Thomas, Bender, Uzzell, Black, Crudup, Bruton, Johnston of Caswell, Readling, Etheridge.

*Committee on Expenditures of the House:* Mr. Pitts, Chairman; Messrs. Coffield, Johnson of Pender, Jeffress, Black, Puett, Tatem, Allen, Upchurch, Flanagan, Uzzell, Dillard, McBee.

*Committee on Federal Relations:* Mr. Jolly, Chairman; Messrs. Loven, Brooks, Thompson, Leake, Hanes of Forsyth, Hamilton, Johnson of Halifax, Etheridge, Readling, Allen, Gwaltney, Mrs. Mebane, Brinson.

*Committee on Finance:* Mr. Spence, Chairman; Messrs. Harris, MacLean, Hanes of Forsyth, Hood, Moss, Brooks, Upchurch, White of Robeson, Flanagan, Coxe of Jackson, Reed, Ewbank, Greer, Neal, Groves, Connor, Ervin, Newman, Crouse, Waynick, Gill, McGougan, Ewing, McRae, Day, Crudup, Cherry, Rogers, Ward.

*Committee on Game:* Mr. Johnson of Currituck, Chairman; Messrs. Sutton, Readling, Johnson of Halifax, Ruffin, White of Chowan, Crouse, Etheridge, Braddy, Hood, McDevitt, Ewing, Johnson of Pender, Ervin, Woodard, Crudup, Flanagan, Upchurch, Johnson of Caswell, Loven, Brinson.

*Committee on Health:* Mr. Rogers, Chairman; Messrs. Moye, Sutton, Upchurch, Ruffin, DeHart, Killian, Coffield, Gwaltney, Loven, Braddy, Thompson, Howell, Lyon, Helms.

*Committee on Immigration:* Mr. Newman, Chairman; Messrs. Johnson of Halifax, Woodall, Smith of Martin, Leake, Davis of Hyde, Parker, Thompson, Lyon, Jones, James, Turner of Iredell, Doshier.

*Committee on Insane Asylums:* Mr. Graham, Chairman; Messrs. Johnson of Chatham, Ruffin, Mrs. Mebane, Puett, Doshier, Rogers, LeGrand, Brooks, Garibaldi, Turner of Iredell, Johnston of Caswell, Ervin, Sigmon, Lumpkin, Gwyn.

*Committee on Institutions for the Blind:* Mr. Ruffin, Chairman; Messrs. Johnson of Halifax, Allen, Killian, Rogers, Moye, Bender, Braddy, Fulgham, Bruton, Johnson of Chatham, Smith of Martin, Gill, McGougan, Marshall.

*Committee on Institutions for the Deaf and Dumb:* Mr. Gwyn, Chairman; Messrs. Turner of Iredell, Davis of Warren, Braddy, McDevitt, Woodall, Ervin, Garibaldi, Black, Brown, DeHart, Binford, Gatling, Coffield, Haynes of Surry.

*Committee on Insurance:* Mr. Haynes of Forsyth, Chairman; Messrs. Woodard, Johnson of Ashe, Turner of Guilford, Crouse, Etheridge, Readling, Long, Graham, Seawell, Cherry, Uzzell, Groves, Morphew, Haynes of Surry, Ervin, Brooks, McRae, Davis of Edgecombe.

*Committee on Internal Improvements:* Mr. Doshier, Chairman; Messrs. Hamilton, Readling, Newman, Bender, Waynick, Spence, McDevitt, Johnson of Currituck, McBee.

*Committee on The Journal:* Mr. Thomas, Chairman; Messrs. Scarborough, Crudup, Brooks, Turner of Iredell, Gatling, Gay, Young of Durham, Gattis, Bruton, Parker.

*Committee on Judiciary No. 1:* Mr. Moss, Chairman; Messrs. Seawell, Day, MacLean, Johnston of Ashe, Norman, Connor, Dillard, Brooks, Morphew, Crudup, Ewbank, Turner of Guilford, Gill, Newman, Cherry, Spence, Long, Bruton, Johnson of Halifax, Huffman, Butler.



*Committee on Judiciary No. 2:* Mr. Sutton, Chairman; Messrs. McRae, Young of Harnett, Bender, White of Chowan, Willis, Halstead, Parker, Young of Durham, Thomas, Cloud, Ervin, Crouse, Johnson of Chatham, Lumpkin, Smith of Martin, Gattis, Uzzell, Burgin, Jolly, Gay, Edwards.

*Committee on Manufactures and Labor:* Mr. Young of Harnett, Chairman; Messrs. Turner of Guilford, Mrs. Mebane, White of Robeson, Hipps, Edwards, Black, Long, Uzzell, Harris, Gay, Hood, Cherry, Johnson of Currituck, Burgin, Ward.

*Committee on Military Affairs:* Mr. Allen, Chairman; Messrs. Johnston of Ashe, Bruton, Morphey, Cherry, Johnson of Halifax, Hanes of Forsyth, Day, Ervin, Gwyn, LeGrand, Doshier, Gattis, Leake, Young of Harnett.

*Committee on Oyster Industry:* Mr. Etheridge, Chairman; Messrs. White of Chowan, Brown, Davis of Warren, Day, James, Willis, Hamilton, Brinson.

*Committee on Penal Institutions:* Mr. Flanagan, Chairman; Messrs. Doshier, Gattis, Edwards, Moss, White of Robeson, Sutton, Upchurch, Reading, Hanes of Forsyth, Sigmon, Jeffress, Allen, Willis, Loven, Rogers, Ervin, Howell.

*Committee on Pensions:* Mr. McEachern, Chairman; Messrs. Johnston of Ashe, Flanagan, Harris, Johnson of Currituck, Sigmon, Gatling, Davis of Warren, Cranor, Brown, Lyon.

*Committee on Private and Public-Local Laws:* Mr. Crouse, Chairman; Messrs. White of Chowan, McGougan, Brooks, Young of Durham, Cloud, Huffman, Jolly, Thomas, Scarborough.

*Committee on Privileges and Elections:* Mr. Cloud, Chairman; Messrs. McRae, Ervin, Loven, Leake, LeGrande, Hamilton, Johnson of Currituck, Young of Durham, Johnson of Halifax, Brinson, Ward, Butler.

*Committee on Propositions and Grievances:* Mr. Seawell, Chairman; Messrs. Gattis, Binford, Brown, Davis of Edgecombe, DeHart, Fulghum, Gwaltney, Gay, Helms, Henry, Huffman, Long, Jones, Lyon, Hanes of Forsyth, Johnson of Chatham.

*Committee on Public Roads:* Mr. Connor, Chairman; Messrs. Jeffress, Norman, Ewbank, Coxe of Jackson, Johnston of Ashe, Pitts, Braddy, Ruffin, Gill, McGougan, Willis, Coffield, Hamilton, Crudup, Graham, Ewing, Rogers, Brooks, Halstead, Edwards, Brown, Etheridge, Tatem, Whitley, Reed, Groves, Parker, Gwyn, Loven, Greer, McBee.

*Committee on Public Welfare:* Mrs. Mebane, Chairman; Messrs. Johnston of Ashe, Ruffin, Johnson of Halifax, Crudup, Upchurch, Neal, Garibaldi, James, White of Robeson, Etheridge, Davis of Edgecombe, Burgin, Coffield, Lyon, Moye, Sigmon, Pinnix.

*Committee on Regulation of Public Service Corporations:* Mr. Norman, Chairman; Messrs. Coxe of Jackson, Thomas, Uzzell, Woodall, Waynick, Killian, Woodard, Hipps, Scarborough, Gwaltney, Reed, Puett, Marshall, Ward.

*Committee on Rules:* Mr. Cox of Forsyth, Chairman; Messrs. MacLean, Connor, Sutton, Moss, Cherry, Crudup, Brooks, Johnson of Pender, Tatem, Pitts, Johnston of Ashe, Harris, Crouse, Ewing, McBee.

*Committee on Salaries and Fees:* Mr. Johnson of Pender, Chairman; Messrs. Davis of Edgecombe, Young of Durham, Ervin, Braddy, Greer,

DeHart, Binford, Crouse, Jeffress, Fulgham, Black, Killian, Flanagan, Cloud, Garibaldi.

*Committee on Senatorial Districts:* Mr. Gill, Chairman; Messrs. DeHart, Pitts, Brooks, Gay, Dillard, Crouse, Henry, Groves, Smith of Martin, Haynes of Surry, Neal, Cox of Jackson, Edwards, Crudup, Fulghum.

#### JOINT COMMITTEES

*Committee on Enrolled Bills:* Mr. Ervin, Chairman; Messrs. Parker, Lumpkin, Halstead, Johnson of Halifax, White of Chowan, Jolly, Bender, Huffman, Scarborough, Gatling, Willis, Howell.

*Committee on Justices of the Peace:* Mr. White of Chowan, Chairman; Messrs. Davis of Warren, Binford, Ervin, Young of Harnett, Brown, Cloud, Day, Fulghum, James, Marshall, Parker, Brinson, Butler.

*Committee on Library:* Mr. McGougan, Chairman; Messrs. Binford, Mrs. Mebane, Tatem, Flanagan, Spence, Allen, Lumpkin, LeGrand, Huffman.

*Committee on Printing:* Mr. Gatling, Chairman; Messrs. Brooks, Hood, Woodard, Henry, Hipps, Gay, Jones, Killian, Helms, Jeffress, Pinnix.

*Committee on Public Buildings and Grounds:* Mr. Brown, Chairman; Messrs. Woodall, Waynick, Sigmon, Upchurch, Uzzell, Thomas, Pitts, Newman, McRae, McBee.

*Committee on Trustees of University:* Mr. Waynick, Chairman; Messrs. Sutton, Woodard, Hanes of Forsyth, Young of Durham, Connor, Cloud, Crouse, Johnson of Pender, Jeffress, McRae.

*Committee on Revision of the Laws:* Mr. Johnston of Ashe, Chairman; Messrs. Bender, Connor, Day, Long, Ervin, Gill, Gay, Jolly, Norman, Seawell, Butler.

*Committee on Trustee of State College:* Mr. Hipps, Chairman; Messrs. Johnson of Currituck, Tatem, Brooks, Allen, Davis of Edgecombe, Greer, Graham, Holmes, James, Loven.

#### ENROLLED BILLS

Mr. Ervin, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. No. 21, An act to abolish the General County Court of Transylvania County.

On motion of Mr. Woodard the House adjourns to meet to morrow at 11 o'clock. A M.

#### SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, January 14, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Cox of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.



The courtesies of the floor are extended to Mr. Don Elias, former member of the House.

Mr. Cox of Forsyth, for the Committee on Rules, reports amendments to the Rules, which are adopted and ordered spread on the Journal, as follows:

Rule 61.

The chairman of each of the following committees—Appropriations, Counties, Cities and Towns, Education, Finance, and Public Roads may each appoint a clerk to the said committees; and the chairmen of Judiciary Committee No. 1, and of Judiciary No. 2 may jointly appoint a clerk to serve both of said committees; and the chairmen of the committees on Congressional Districts, Courts and Judicial Districts, and Senatorial Districts may jointly appoint a clerk to serve all three of said committees by and with the approval of the Speaker.

Amend House Rule 58 by adding thereto the following:

All committees, other than the Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue or levies a tax or authorized the issue of bonds or notes, whether public, public-local or private, shall indicate same in the report, and said bill shall be re-referred to the Committee on Finance for a further report before being acted upon by the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Pitts: H. B. 52, A bill to be entitled An act to consolidate the school districts of Hickory, West Hickory, and Highland into one special charter school district.

Referred to the Committee on Education.

By Mr. Johnson of Chatham: H. B. 53, A bill to be entitled An act to repeal Section 805, Chapter 344, Public Laws 1929, as to discounts and penalties in payment of taxes.

Referred to the Committee on Finance.

By Mr. MacLean: H. B. 54, A bill to be entitled An act to amend an act passed as Senate Bill. No 6 and enrolled January 10, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1911 only insofar as the same relate to the first week of the February Term, 1931, and to the first week of the May Term of the Superior Court of Beaufort County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Smith of Martin: H. B. 55, A bill to be entitled An act to amend Chapter 103, Public Laws, 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor, in Martin County.

Referred to the Committee on Judiciary No. 1.

By Mr. Jolly: H. B. 56, A bill to be entitled An act to make it unlawful to operate a filling station, store, shop, cafe or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday.

Referred to the Committee on Judiciary No. 2.

And

H. B. 57, A bill to be entitled An act prohibiting the setting of steel traps in Duplin County.

Referred to the Committee on Game.

By Mr. Burgin: H. B. 58, A bill to be entitled An act to amend Section 6054, Volume 3 of the Consolidated Statutes placing Davidson County under the State-wide Primary Law.

Referred to the Committee on Election Laws.

By Mr. Young of Durham: H. B. 59, A bill to be entitled An act to call a convention of the people of North Carolina.

Referred to the Committee on Constitutional Amendments.

By Mr. Harris: H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's Institutions, the various departments, bureaus and agencies of the State Government.

Referred to the Committee on Appropriations.

And

H. B. 61, A bill to be entitled An act to re-appropriate and re-allocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925-1927 and 1929, being Chapters 192, Public Laws of 1925, 147 Public Laws of 1927 and 295 Public Laws of 1929, and the appropriation made to the State's Prison under Chapter 152, Public Laws 1927.

Referred to the Committee on Appropriations.

And

H. B. 62, A bill to be entitled An act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of obligations authorized by and incurred under Chapter 49 of Public Laws of 1927.

Referred to the Committee on Appropriations.

By Mr. Gay: H. B. 63, A bill to be entitled An act to amend Chapter 62 of the Public Laws of 1927, relating to the punishment of makers of worthless checks.

Referred to the Committee on Judiciary No. 1.

And

H. B. 64, A bill to be entitled An act relative to the County Officers of Northampton County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Coffield: H. B. 65, a bill to be entitled an Act to permit the employment of North Carolina citizens only as public school teachers in North Carolina.

Referred to the Committee on Education.

By Mr. Gatling: H. B. 66, A bill to be entitled An act to amend Chapter 273, Public Laws 1929, relating to the punishment of makers of worthless checks, placing Gates County under the provisions of this Act.

Referred to the Committee on Judiciary No. 1.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows, and they are sent to the Senate:



H. R. 22, A resolution requiring the heads of all of the departments of the State Government to furnish to the members of the General Assembly a list of the employees of their respective departments and the duties and salary of each.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 18, A bill to be entitled An act to repeal Chapter 9 of the Public Laws of North Carolina 1925 Session, excepting Randolph County from the General County Court Act and Amendments thereto.

Referred to the Committee on Courts and Judicial Districts.

On motion of Mr. Sutton, the House adjourns to meet tomorrow at 12 o'clock noon.

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#### EIGHTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, January 15, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. J. R. Walker of Raleigh.

Mr. Gattis, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. Dennis G. Brummitt, W. O. Saunders, J. F. Glenn and A. I. Feree, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 46, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February term, 1931.

And

H. B. 26, A bill to be entitled An act to amend Chapter 74, Public-Local Laws of 1911, Chapter 112, Public-Local Laws of 1913, Chapter 100, Public-Local Laws of 1920, and Chapter 287, Public-Local Laws of 1929, relating to the Recorders Court in the city of Washington.

And

H. B. 54, A bill to be entitled An act to amend An Act passed as Senate Bill No. 6 and enrolled January 10, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919 only insofar as the same relates to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County.

And

H. B. 47, A bill to be entitled An act to amend the Jury Commission Act of Jackson County.

With favorable reports.

By Mr. MacLean, for the Committee on Education.

H. B. 65, A bill to be entitled An act to permit the employment of North Carolina citizens only as Public school teachers in North Carolina.

With an unfavorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 13, a bill to be entitled An act to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

With a favorable report.

By Mr. Rogers, for the Committee on Health.

H. B. 50, A bill to be entitled An act to repeal Sections 6777 to 6784 inclusive, Consolidated Statutes of North Carolina and to create a board of examiners for embalming and funeral directors of North Carolina.

With a favorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. R. 34, Joint Resolution fixing the time for a meeting of the Joint Assembly to hear Honorable Mark Sullivan.

Passed first reading. Ruled suspended.

Passes second and third readings and ordered Enrolled.

S. R. 22, Joint Resolution to commend the efforts of the American Legislators Association and the Interstate Legislative Reference Bureau to assist Legislatures in efficient performance of work.

Passed first reading. Ruled suspended.

Passes second and third readings and ordered Enrolled.

S. R. 16, Joint Resolution requesting Congress to rebate at least 20 per cent of the commodity tax collected from North Carolina to relieve the land tax for schools of the State.

Passed first reading.

Rules suspended.

Passes second and third readings and ordered Enrolled.

#### SPECIAL MESSAGE

SENATE CHAMBER,  
January 15, 1931.

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate will be ready to meet with your Honorable Body at 12:15 o'clock P. M. there in Joint Session to hear an address by the Honorable Mark Sullivan. The President of the Senate has appointed as representatives on the part of the Senate to escort the gentleman to the Hall of the House: Senators Johnson of Duplin and MacLean.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk of Senate.*



The Speaker appoints Messrs. McRae, Jeffress, and Flanagan, as a committee to act with a like committee appointed by the Senate.

#### JOINT SESSION

Pursuant to exchange of messages, the Sergeant-at-Arms announces the approach of the Senate, and that Body, preceded by its officers, comes into the Hall, and are assigned seats, Lieutenant Governor Fountain taking his seat at the right of Mr. Speaker Smith.

The Joint Assembly is called to order by Lieutenant Governor Fountain, and immediately thereafter, Honorable Mark Sullivan is escorted to the chair, and delivers his message.

After the message of Honorable Mark Sullivan, and on motion of Senator Johnson of Duplin, the Joint Assembly adjourns, and the Senate returns to its Chamber.

The House resumes consideration of its business.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Reed: H. B. 67, A bill to be entitled An act relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

Referred to the Committee on Finance.

By Mr. Jones: H. B. 68, A bill to be entitled An act to abolish the Board of Road Commissioners of the County of Hertford and to substitute the Board of Commissioners of said County in lieu thereof.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Sigmon: H. B. 69, A bill to be entitled An act to repeal Chapter 42 Public Local Laws 1929 relating to the enforcement of the prohibition laws in Lincoln County.

Referred to the Committee on Judiciary No. 1.

By Mr. Newman: H. B. 70, A bill to be entitled An act to better safeguard city and county funds, deposited in banks or other depositories.

Referred to the Committee on Finance.

By Mr. Ewing: H. B. 71, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended by Chapter 204, Public Laws of 1929, relating to foreclosure of certificates of tax sales.

Referred to the Committee on Finance.

By Mr. Brooks: H. B. 72, A bill to be entitled An act to authorize Durham County to issue bonds and notes, and validating notes issue by said county.

Referred to the Committee on Finance.

By Mr. McGougan: H. B. 73, A bill to be entitled An act to reduce the number of members of the Board of Education of Columbus County and provide for their terms of office.

Referred to the Committee on Education.

By Mr. Hamilton: H. B. 74, A bill to be entitled An act to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina known as "Book-debt Statutes," and to substitute in lieu thereof a new Statute.

Referred to the Committee on Judiciary No. 2.

By Mr. Johnson of Chatham: H. B. 75, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

Referred to the Committee on Judiciary No. 1.

By Mr. Gay: H. B. 76, A bill to be entitled An act authorizing the town of Jackson to issue bonds.

Referred to the Committee on Finance.

By Mr. Gattis: H. B. 77, A bill to be entitled An act to authorize the Supreme Court to establish by general rules, the forms of process, writs, pleadings, practice and procedure.

Referred to the Committee on Judiciary No. 2.

By Mr. Coffield: H. B. 78, A bill to be entitled An act to require the auditor or county accountant of each county to enter deeds on tax assessor's records.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Davis of Warren: H. B. 79, A bill to be entitled An act to repeal Chapter 401 of the Public Local Laws of North Carolina. Session of 1929 relating to Warren County Game Law.

Referred to the Committee on Game.

By Mr. Henry: H. B. 80, A bill to be entitled An act to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

Referred to the Committee on Finance.

By Mr. Helms: H. B. 81, A bill to be entitled An act relating to compromise settlements of suits or actions by the board of county commissioners of any County in the State.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Burton: H. B. 82, A bill to be entitled An act to abolish the Montgomery County Highway Trustees and to transfer their duties to the Board of County Commissioners.

Referred to the Committee on Counties, Cities and Towns.

By Mr. White of Robeson: H. R. 83, A joint resolution directing the State Health Officer to make daily inspection as to the ventilation and sanitation of the Senate Chamber and the Hall of the House of Representatives.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

Mr. Cox of Forsyth, for the Committee on Rules, reports amendments to the Rules, which are adopted and ordered spread on the Journal, as follows:

The Committee on Rules recommends that House Rule 66 be stricken out and the following adopted in lieu thereof:

66. Whenever a public bill is introduced, a carbon copy thereof shall accompany the bill. The Reading Clerk shall stamp the copy with the number stamped upon the original bill. Such copy shall be daily delivered



to the joint committee hereinafter provided for. The Principal Clerk shall deliver the carbon copy of the bills designated to be printed, as hereinafter provided for, to the public printer and cause 400 copies thereof to be printed. On the morning following the delivery of the printed copies, the Chief Clerk shall cause the Chief Page to have one copy thereof put upon the desk of each member and shall retain the other printed copies in his office. A sufficient number of the printed copies for the use of the Committee to which the bill is referred shall be by the Chief Page delivered to the Chairman or Clerk of that Committee. If the bill is passed, the remaining copies shall be by the Chief Page delivered to the Principal Clerk of the Senate for the use of the Senate. The cost of printing shall be paid from the contingent fund of the House of Representatives. The Chairman of the Rules Committee of the House and the Chairman of the Rules Committee of the Senate shall appoint a sub-committee consisting of two members of the House and two members of the Senate from the body of the House and the Senate and such chairman shall notify the Principal Clerk of the House and of the Senate who has been so appointed. Such sub-committee shall meet daily and examine the carbon copies of the public bills introduced and determine which of such public bills shall be printed and which shall not, and stamp the copies accordingly. Such sub-committee shall serve for one week unless for good cause the Chairman of the respective Rules Committees shall determine otherwise. If the member, introducing a public bill, which the Committee shall determine, should not be printed, so desires, he may appear before the Committee at the next meeting thereof with reference thereto.

On motion of Mr. Harris, the House adjourns to meet tomorrow at 11 o'clock A. M.

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## NINTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, January 16, 1931.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Smith.

Prayer by Representative Moye of Greene County.

Mr. Gatling for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. Andrews and Butler, former members of the House.

Leave of absence is granted to the following members: Messrs. Willis, Braddy, Cox, Gay, Thomas, Moye, Cherry, Davis of Warren, McGougan, Lumpkin, Gatling, Huffman, Uzzell, Morphew, Smith of Martin, LeGrand, White of Robeson, Long, Halstead, Edwards, James, Ruffin, and Turner of Guilford.

## REPORTS OF COMMITTEES

The following report is received from the Committee on Privileges and Elections which is adopted and ordered spread on the Journal.

Mr. Speaker and members of the House:

Your Committee on Privileges and Elections submits a report as follows:

That after hearing and considering the evidence and arguments of counsel in the contest of M. F. Amburn, contestant, against J. C. Pinnix, contestee, who filed a certificate of election as a member of this House, the committee by a majority vote expressed the opinion that the said contestee was duly and legally elected and is entitled to retain his seat. Your committee recommends such further action as the law, custom or precedent may require in such contest.

The notice of contest and the written evidence used at the hearing before the committee is filed with this report.

MR. CLOUD,  
*For the Committee.*

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Hamilton, for the Committee on Commercial Fisheries:

H. B. 7, A bill to be entitled An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

With a favorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 43, A bill to be entitled An act to regulate municipal corporations in the town of Granite Falls, Caldwell County.

And

H. B. 82, A bill to be entitled to abolish the Montgomery County Highway Trustees and to transfer their duties to the Board of County Commissioners.

And

S. B. 14, A bill to be entitled An act to increase the members of the Board of County Commissioners of Union County from three to five.

With favorable reports.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the laws with reference thereto.

And

H. B. 42, A bill to be entitled An act to amend Chapter 141 of Private Laws of 1901, by repealing Section 6 thereof relative to the election of Trustees for the graded schools of the town of Rockingham and to make new provision thereof.

And

H. B. 69, A bill to be entitled An act to repeal Chapter 42, Public-Local Laws, 1929, relating to the enforcement of the Prohibition Laws in Lincoln County.

And

H. B. 55, A bill to be entitled An act to amend Chapter 103, Public Laws 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County.



With favorable reports.

And

H. B. 66, A bill to be entitled An act to amend Chapter 273, Public Laws 1929, relating to the punishment of makers of worthless checks, placing Gates County under the provisions of this Act.

With a favorable report as amended.

By Mr. Spence, for the Committee on Finance.

H. B. 49, A bill to be entitled An act to authorize the City of Gastonia to issue bonds and notes.

With a favorable report.

And

H. B. 2, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until February 15, 1931.

With a favorable report as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. MacLean: H. R. 84, Joint Resolution to provide for the appointment by the Senate and House of Representatives of committees on reorganization of Government.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

By Mr. Pitts: H. B. 85, A bill to be entitled An act to define an illegal punch board and an illegal slot machine and to punish the operation of the same.

Referred to the Committee on Judiciary No. 1.

And

H. B. 86, A bill to be entitled An act extending time for tax foreclosure sales by municipalities within Catawba County, etc.

Referred to the Committee on Finance.

By Mr. Crouse and Ervin: H. B. 87, A bill to be entitled An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

Referred to the Committee on Judiciary No. 1.

By Mr. Ewbank: H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

Referred to the Committee on Public Roads.

By Mr. Reed: H. B. 89, A bill to be entitled An act to require the filing of claims with and regulating actions against the Town of Black Mountain.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Smith: H. B. 90, A bill to be entitled An act to amend Chapter 62, Public Laws 1927, relating to the giving of worthless checks so as to make it unlawful for officers issuing or serving warrants to act as collecting agents for the payee named in the check.

Referred to the Committee on Judiciary No. 2.

By Mr. Butler: H. B. 91, A bill to be entitled An act allowing interest on damages in action of tort for injury to property.

Referred to the Committee on Judiciary No. 1.

And

H. B. 92, A bill to be entitled An act abolishing the legal effect of seals, except of corporations and public officials.

Referred to the Committee on Judiciary No. 2.

By Mr. LeGrand: H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Volume 2, Consolidated Statutes of North Carolina, so as to place Davie County under the provisions of the State Primary Law for the purpose of nominating candidates of each and every political party for the several County offices in Davie County.

Referred to the Committee on Election Laws.

By Mr. Loven: H. B. 94, A bill to be entitled An act requiring county officials of Avery County to pay the premiums on surety bonds given by them.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 95, A bill to be entitled An act to authorize the Board of County Commissioners of Avery County to accept a depository bond with personal sureties.

Referred to the Committee in Counties, Cities and Towns.

By Mr. DeHart: H. B. 96, A bill to be entitled An act to transfer the duties of County Welfare Officer from the County Superintendent of Schools of Swain County to the Chairman of the Board of County Commissioners of said County without extra compensation.

Referred to the Committee on Public Welfare.

And

H. B. 97, A bill to be entitled An act to abolish the County Recorder's Court of Swain County.

Referred to the Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 2, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until February 15, 1931.

On motion of Mr. Neal the bill is taken from the Calendar.

As amended, passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 50, A bill to be entitled An act to repeal Section 6777 to 6784 inclusive, Consolidated Statutes of North Carolina, and to create a board of examiners for embalming and funeral directors of North Carolina.

Passes its second reading and on motion of Mr. McDevitt, the bill remains on the Calendar for its third reading until Tuesday morning, January 20, 1931.

H. B. 54, A bill to be entitled An act to amend An Act passed as Senate Bill No. 6 and enrolled January 10, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919, only insofar as the same relates to the first week of the February



term, 1931, and the first week of the May term of the Superior Court of Beaufort County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 46, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County, during the February term, 1931.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 13, A bill to be entitled An act to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 26, A bill to be entitled An act to amend Chapter 74, Public-Local Laws of 1911, Chapter 112, Public-Local Laws of 1913, Chapter 100, Public-Local Laws of 1920, and Chapter 287, Public-Local Laws of 1929, relating to the Recorder's Court in the City of Washington.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 47, A bill to be entitled An act to amend the Jury Commission Act of Jackson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows, and they are sent to the Senate:

H. B. 2, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until April 1, 1931.

#### ENROLLED BILLS

Mr. Ervin, from the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the Office of Secretary of State:

S. R. 1, Joint Resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

H. R. 4, A Joint Resolution fixing the time for a Joint Session of the Senate and House of Representatives to receive the Governor's message to the General Assembly and inviting His Excellency, the Governor, to deliver the same.

H. R. 1, Resolution to appoint a committee to wait upon His Excellency, the Governor, to notify him of the organization of the General Assembly.

S. R. 3, Joint Resolution of the Senate and House requiring the Secretary of State to supply the Senate and House with Volume of the House and Senate Journals, and of the Private, Public-Local and Public Statutes.

H. B. 5, An Act relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County.

S. R. 11, A Joint Resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

H. R. 20, A Joint Resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

S. B. 6, An Act to amend Section 1443, Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919, only insofar as the same relate to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County.

S. B. 5, An Act to provide a right of way for the United States Government for the Inland Waterway from the Cape Fear River at Southport to the North Carolina-South Carolina line.

H. R. 37, A Joint Resolution for the celebration of the birthdays of General Robert E. Lee and General Thomas J. Jackson.

H. R. 51, A Joint Resolution of the House of Representatives and Senate inviting Mark Sullivan to address the General Assembly.

S. R. 54, A Joint Resolution fixing the time for the meeting of the Joint Assembly to hear Honorable Mark Sullivan.

H. B. 38, An Act to amend Section 1608 of Sub-Chapter 4 of the Consolidated Statutes pertaining to Recorders' Courts.

On motion of Mr. Sutton the House adjourns until 10 o'clock tomorrow.

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### TENTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, January 17, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. M. A. Barber of Raleigh.

Mr. Scarborough, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### COMMITTEE APPOINTMENTS

The Chair announces the following committee appointments inadvertently omitted in preparing the original list:

To the Committee on Appropriations: Mr. Black.

To the Committee on Public Roads: Mr. Woodard.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Harnett:

H. B. 98, A bill to be entitled An act to raise revenue for the support and maintenance of the six months school, as provided by the State Constitution, and to relieve real estate and personal property of all ad valorem tax for that purpose and to provide for the collection of said revenue.

Referred to the Committee on Finance.



By Mr. Day:

H. B. 99, A bill to be entitled An act to raise additional revenue for the operation of the Public Schools of North Carolina by levying and collecting a tax on gross annual sales of merchandise at retail.

Referred to the Committee on Finance.

By Mr. Parker: H. B. 100, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended by Chapter 204, Public Laws, One Thousand Nine Hundred and Twenty-nine, relating to foreclosure of certificates of tax sales.

Referred to the Committee on Finance.

And

H. B. 101, A bill to be entitled An act to enable the governing authorities of the City of Goldsboro and the County of Wayne to postpone the sale of real estate for taxes.

Referred to the Committee on Finance.

#### CALENDAR

Bills and Resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, A bill to be entitled An act to increase the members of the board of county commissioners of Union County from three to five.

Passes its second and third readings, and is ordered enrolled for ratification.

H. B. 42, A bill to be entitled An act to amend Chapter 141 of Private Laws of 1901, by repealing Section Six thereof relative to the election of trustees for the graded schools of the Town of Rockingham and to make new provision thereof.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 43, A bill to be entitled An act to regulate municipal corporations in the Town of Granite Falls, Caldwell County.

On motion of Mr. Gwyn, the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 55, A bill to be entitled An act to amend Chapter One Hundred and Three, Public Laws One Thousand Nine Hundred and Twenty-nine, relating to the punishment for obtaining entertainment at hotel and boarding houses without paying therefor in Martin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 66, A bill to be entitled An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing Gates County under the provisions of this Act.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 69, A bill to be entitled An act to repeal Chapter 42. Public-Local Laws, 1929, relating to the enforcement of the Prohibition Laws in Lincoln County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 82, A bill to be entitled An act to abolish the Montgomery County Highway Trustees and to transfer their duties to the Board of County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

On motion of Mr. Upchurch the House adjourns until Monday night at 7:30 o'clock.

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### ELEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Monday night, January 19, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Furman Herbert of Raleigh.

Mr. Thomas for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. Porter of Macon, C. A. Gosney of Wake, and Thomas Coffey of Watauga, former members of the House.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Spence: H. B. 102, A bill to be entitled An act to raise revenue. Referred to the Committee on Finance.

By Mr. Norman: H. B. 103, A bill to be entitled An act to repeal Chapter 221 of the Public Laws of 1927, Chapter 204 and 334 of the Public Laws of 1929, and to simplify and reduce the costs of foreclosure of certificates of tax sales.

Referred to the Committee on Finance.

By Messrs. Howell and Reed: H. B. 104, A bill to be entitled An act to provide Law Libraries established under authority of the General Assembly with North Carolina Reports and Public Laws.

Referred to the Committee on Judiciary No. 1.

And

H. B. 105, A bill to be entitled an act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

Referred to the Committee on Judiciary No. 2.

And

H. B. 106, A bill to be entitled An act to repeal the Absentee Ballot Law for Buncombe County.

Referred to the Committee on Election Laws.

By Mr. Helms: H. B. 107, A bill to be entitled An act to amend Chapter One Hundred and Ninety-one, Private Laws of One Thousand Nine Hundred and Twenty-seven, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.



Referred to the Committee on Counties, Cities and Towns.

And

H. B. 108, A bill to be entitled An act relative to the salaries of the Recorder, Prosecuting Attorney and Clerk of the Recorder's Court of the City of Monroe.

Referred to the Committee on Courts and Judicial Districts.

By Mr. White: H. B. 109, A bill to be entitled An act to amend Chapter 271 Public Laws of 1929 so as to increase from seven to fifteen years the period during which a private corporation whose existence has expired may extend its corporate existence by amendment.

Referred to the Committee on Judiciary No. 2.

By Mr. Rogers: H. B. 110, A bill to be entitled An act extending the time of foreclosure of tax certificates in Macon County.

Referred to the Committee on Finance.

By Mr. Coffield: H. B. 111, A bill to be entitled An act to repeal Chapter 196 Public-Local Laws of 1921 and all amendments thereto providing for rural policemen for Rutherford County.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills for concurrence in the Senate Amendments:

H. B. 16, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the Town of Benton Heights, Union County, North Carolina.

Placed on the Calendar for concurrence.

House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 2, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until April 1, 1931.

Placed on the Calendar for concurrence.

House concurs in Senate amendment, and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 49, A bill to be entitled An act to authorize the City of Gastonia to issue bonds and notes.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Black, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, James, Jeffress, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Jolly, Killian, Leake, LeGrand, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Tatem, Thomas, Turner of Iredell, Upchurch, Uzzell, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—82.

Those voting in the negative are:

Hood, Johnson of Ashe, Lumpkin, Parker, Reading, and Sigmon—6.

H. B. 7, A bill to be entitled An act to prohibit non-residents from fishing with nets, etc., within one marine league of the-shores of the State.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The Speaker announces the appointment of an additional committee designated as the Committee on Reorganization of State Government.

#### THE COMMITTEE ON REORGANIZATION OF STATE GOVERNMENT

Messrs. Jeffress, Chairman; Seawell, MacLean, Tatem, Garibaldi, Burgin, Davis of Edgecombe, Rogers, Cherry, Coxé of Jackson, Holmes, Ewing, Long, Johnson of Pender, McBee.

On motion of Mr. Neal, made promptly at 8 o'clock, the House recessed for memorial exercises in honor of Robert E. Lee and Stonewall Jackson, and at the conclusion of these exercises the House reconvened.

#### ENROLLED BILLS

Mr. Erwin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 84, A Joint Resolution to provide for the appointment by the Senate and House of Representatives of committees on reorganization of Government.

S. R. 34, A Joint Resolution fixing the time for a meeting of the Joint Assembly to hear Honorable Mark Sullivan.

S. R. 22, A Joint Resolution to commend the efforts of the American Legislators Association and the Interstate Legislative Reference Bureau to assist Legislatures in efficient performance of work.

S. R. 16, A Joint Resolution requesting Congress to rebate at least twenty per cent of the commodity tax collected from North Carolina to relieve the land tax for schools of the State.

On motion of Mr. Upchurch, the House adjourns to meet tomorrow at 11 o'clock.

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#### TWELFTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, January 20, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. J. E. Kirby, of Raleigh.

Mr. Brooks, for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. R. S. McCain, John Shaw, Francis Winston, former members of the House, and Judge Augustus A. Partlow, of the Supreme Court of Illinois.



## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 12, A bill to be entitled An act to abolish the term of Superior Court of Perquimans County, known as the January Term of said court, and to amend Section 1443 of Volume 3 of the Consolidated Statutes of North Carolina, insofar as it relates to the January Term of Perquimans Superior Court.

\* With a favorable report.

## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows, and they are sent to the Senate:

H. B. 66, A bill to be entitled An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington, and Nash under the provisions of this Act.

Mr. Cox of Forsyth, for the Committee on Rules, reports that in a meeting held at 4:00 o'clock Friday, January 16, 1931, a majority of members being present, it was unanimously voted to recommend the adoption of a new Rule, Number 68, to read as follows:

With the approval of the Rules Committee, the Speaker may appoint an assistant Reading Clerk, whose duties shall be to read or assist in reading matters coming before the House, and perform such other duties as the Speaker may assign to him. In the event of the appointment of an assistant to the Reading Clerk, then the Reading Clerk is to perform such duties as the Speaker may assign to him.

The motion of Mr. Cox of Forsyth, to adopt the recommendation of the Rules Committee, is lost.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cox of Jackson: H. B. 112, A bill to be entitled An act to amend the laws of North Carolina relating to jurors.

Referred to the Committee on Judiciary No. 1.

By Mr. Brinson—by request: H. B. 113, A bill to be entitled An Act amending Section 121 of the Machinery and Revenue Act enacted by the General Assembly of North Carolina, Session of 1929 relating to peddlers.

Referred to the Committee on Finance.

By Mr. Pitts: H. B. 114, A bill to be entitled An act to amend Chapter 131 Public Laws of 1927 relating to membership on Boards of School Districts created by said Act.

Referred to the Committee on Education.

By Mr. Day: H. B. 115, A bill to be entitled An act to provide additional revenue for maintenance of the public schools of North Carolina.

Referred to the Committee on Finance.

By Mr. Rogers: H. B. 116, A bill to be entitled An act to amend Chapter 1 of the Public-Local Laws of 1929 relating to public drunkenness in Macon County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 117, A bill to be entitled An act to amend Chapter 335 of the Public-Local Laws of 1927 insofar as it affects the county of Macon.

Referred to the Committee on Judiciary No. 1.

And

H. B. 118, A bill to be entitled An act to repeal Chapter 54 of the Public-Local Laws of 1929 relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

Referred to the Committee on Salaries and Fees.

By Mr. Hipps: H. B. 119, A bill to be entitled An act to amend Chapter Two Hundred and Twelve, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, creating the office of tax collector of Haywood County.

Referred to the Committee on Finance.

And

H. B. 120, A bill to be entitled An act to decrease the Members of the Board of County Commissioners of Haywood County from five to three.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. McDevitt: H. B. 121, A bill to be entitled An act to amend Chapter 151 of the Public-Local Laws of 1921, and to fix the salaries of the Members of the Board of County Commissioners and the Members of the Board of Education of Madison County.

Referred to the Committee on Salaries and Fees.

And

H. B. 122, A bill to be entitled An act to repeal Chapter 17 of the Public-Local Laws of 1925, said act being an act for the relief of the Commissioners of Madison County, and to set aside five per cent of the taxes collected for all purposes in said County of Madison to pay the salary of the officers and divert certain sinking funds of the County to pay officers and other expense.

Referred to the Committee on Finance.

And

H. B. 123, A bill to be entitled An act to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January Term of Court.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Leake: H. B. 124, A bill to be entitled An act to make the provisions of Section One Thousand Eight Hundred and Sixty-four of Volume Three of the Consolidated Statutes relating to the depredations of domestic fowls, applicable to Stokes.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Huffman: H. B. 125, A bill to be entitled An act to establish a Recorder's Court for China Grove, Rowan County, with criminal jurisdiction to be known as the "Recorder's Court of the Town of China Grove."

Referred to the Committee on Courts and Judicial Districts.

And



H. B. 126, A bill to be entitled An act to establish a Recorder's Court for East Spencer, Rowan County, with criminal jurisdiction to be known as, "The Recorder's Court of the Town of East Spencer."

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Huffman and Uzzell: H. B. 127, A bill to be entitled An act to amend Chapter 273, Public Laws 1929 relating to the punishment of makers of worthless checks, placing Rowan County under the provision of the Act.

Referred to the Committee on Judiciary No. 2.

By Mr. Huffman: H. B. 128, A bill to be entitled An act to repeal Chapter 87, Private Laws 1927, and to provide for the election of a Mayor and four Aldermen for the Town of East Spencer.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 129, A bill to be entitled An act to amend Section One, Chapter Seventy, Private Laws One Thousand Nine Hundred and Twenty-three, providing for the election of five Members of the School Committee for the Town of East Spencer.

Referred to the Committee on Education.

By Messrs. Huffman and Uzzell: H. B. 130, A bill to be entitled An act to validate the official Acts of D. W. Julian, a Justice of the Peace of Rowan County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 131, A bill to be entitled An act providing for a Peace Officers relief fund for the City of Salisbury and Rowan County.

Referred to the Committee on Judiciary No. 1.

By Mr. James: H. B. 132, A bill to be entitled An act to enlarge the powers and duties of the Constable of Elizabeth City Township, Pasquotank County, North Carolina.

Referred to the Committee on Judiciary No. 2.

By Mr. Gatling: H. B. 133, A bill to be entitled An act to repeal Chapter 268, Public-Local Laws 1929 relating to the payment of taxes in Gates County.

Referred to the Committee on Finance.

By Mr. Pinnix: H. B. 134, A bill to be entitled An act to relieve the tax payers of Yadkin County from penalties for non-payment of taxes under Section 805, Chapter 344, Public Laws of 1929.

Referred to the Committee on Finance.

By Mr. Henry: H. B. 135, A bill to be entitled An act to amend Chapter Forty-one of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to the salary of the Treasurer of Transylvania County.

Referred to the Committee on Salary and Fees.

And

H. B. 136, A bill to be entitled An act decreasing the Board of County Commissioners of Transylvania County from five to three members.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Moyer: H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina to be made payable to order.

Referred to the Committee on Judiciary No. 2.

By Mr. Coffield: H. B. 138, A bill to be entitled An act to amend Chapter 267 of the Public-Local Laws of 1921 relating to the enforcement of the Prohibition Law in Rutherford County.

Referred to the Committee on Judiciary No. 2.

By Mr. McEachern: H. B. 139, A bill to be entitled An act to amend Chapter 76, Public-Local Laws 1929, regulating the sale of cotton in the seed in certain counties, making the Act applicable to Hoke County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 140, A bill to be entitled An act to repeal Chapter 499, Public-Local Laws, One Thousand Nine Hundred and Twenty-Seven, relating to the setting of steel traps in Hoke County.

Referred to the Committee on Game.

By Mr. Johnson of Caswell: H. B. 141, A bill to be entitled An act to amend Section 1608 (F) Volume Three of the Consolidated Statutes relating to the General County Court of Caswell County.

Referred to the Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 49, A bill to be entitled An act to repeal certain laws relative to the enforcement of the Prohibition Laws in Polk County.

Referred to the Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 49, A bill to be entitled An act to authorize the City of Gastonia to issue bonds and notes.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Black, Braddy, Brown, Brooks, Bruton, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flannagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Henry, Hipps, Holmes, Howell, Huffman, James, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Killian, LeGrand, Loven, MacLean, Mebane, Morphew, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Rogers, Seawell, Scarborough, Sigmon, Smith of Martin, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, Woodard—90.

Those voting in the negative are: Messrs. Burgin and Hood—2.

H. B. 50, A bill to be entitled An act to repeal Section 6777 to 6784 inclusive, Consolidated Statutes of North Carolina, and to create a board of examiners for embalming and funeral directors of North Carolina.



The question recurs upon the passage of the bill on its third reading:

Mr. Jolly sends forward an amendment.

Mr. Cherry sends forward an amendment.

Mr. Edwards sends forward an amendment.

Mr. Leake sends forward an amendment.

Mr. Johnson of Ashe sends forward an amendment.

Mr. Sutton now moves that the bill and all amendments be laid on the table. The motion prevails, and the bill with all amendments are laid on the table.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions property enrolled, and they are duly ratified and sent to the office of the secretary of State:

S. B. 14, An Act to increase the members of the Board of County Commissioners of Union County from three to five.

H. B. 17, An Act regarding the election of cotton weigher for Monroe, Union County, North Carolina.

H. B. 18, An Act regulating the compensation of cotton weigher for Monroe, Union County, North Carolina.

On motion of Mr. Ervin H. B. 16, A bill to be entitled An act, to extend the powers and jurisdiction of policemen of the Town of Benton Heights, Union County, North Carolina, is recalled from the Enrolling Office, and on motion of Mr. Ervin the vote by which the House concurred in the Senate amendment, is reconsidered and the bill is placed on the Calendar for further consideration.

On motion of Mr. Edwards the House adjourns and will meet tomorrow at 11 o'clock a. m.

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### THIRTEENTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, January 21, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Dr. J. L. Peacock, President of Shaw University, of Raleigh.

Mr. Brooks, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. A. C. McNair, David Dellinger, K. O. Burgwyn, S. J. Calvert, Ira Humphries, J. S. McNider, Mark Squires, and E. F. Young, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 68, A bill to be entitled An act to abolish the Board of Road Commissioners of the County of Hertford, and to substitute the Board of Commissioners of said County in lieu thereof.

And

H. B. 120, A bill to be entitled An act to decrease the members of the Board of County Commissioners of Haywood County from five to three.

And

H. B. 27, A bill to be entitled An act to repeal Chapter 398, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, relating to closing of service stations on Sunday in Yadkin County.

And

H. B. 94, A bill to be entitled An act requiring County officials of Avery County to pay the premiums on surety bonds given by them.

And

H. B. 107, A bill to be entitled An act to amend Chapter One Hundred and Ninety-one, Private Laws of One Thousand Nine Hundred and Twenty-seven, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.

And

H. B. 32, A bill to be entitled An act relative to the compensation of the Sheriff of Graham County.

With favorable reports.

And

H. B. 95, A bill to be entitled An act to authorize the Board of County Commissioners of Avery County to accept a depository bond with personal sureties.

And

H. B. 43, A bill to be entitled An act to regulate municipal corporations in the Town of Granite Falls, Caldwell County.

And

H. B. 64, A bill to be entitled An act relative to the County Officers of Northampton County.

With unfavorable reports.

And

H. B. 81, A bill to be entitled An act relating to compromise settlement of suits or actions by the Board of County Commissioners of any County of the State.

The Committee recommends that the bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 49, A bill to be entitled An act to repeal certain laws relative to the enforcement of the Prohibition Law in Polk County.

And

H. B. 77, A bill to be entitled An act to authorize the Supreme Court to establish by general rules, the forms of process, writs, pleadings, practice and procedure.

And

H. B. 109, A bill to be entitled An act to amend Chapter 271 Public Laws of 1929, so as to increase from seven to fifteen years the period during which a private corporation whose existence has expired may extend its corporate existence by amendment.

And



H. B. 127, A bill to be entitled An act to amend Chapter 273, Public Laws of 1929, relating to the punishment of makers of worthless checks, placing Rowan County under the provision of the Act.

And

H. B. 132, A bill to be entitled An act to enlarge the powers and duties of the Constable of Elizabeth Township, Pasquotank County, North Carolina.

And

H. B. 138, A bill to be entitled An act to amend Chapter 267 of the Public-Local Laws of 1921, relating to the enforcement of the Prohibition Law in Rutherford County, etc.

And

H. B. 139, A bill to be entitled An act to amend Chapter 76 Public-Local Laws of 1929, regulating the sale of cotton in the seed in certain counties, making the Act, applicable to Hoke County.

With favorable reports.

And

H. B. 92, A bill to be entitled An act abolishing the legal effect of seals, except of corporations and public officials.

With unfavorable report.

By Mr. Seawell, for the Committee on Propositions and Grievances.

H. B. 14, A bill to be entitled An act designating the manner of appointment of drainage commissioners in Robeson County.

With a favorable report.

And

H. R. 23, A resolution requesting the Salary and Wage Commission to transmit to the General Assembly the names and salaries of all married women in the employment of the departments of the State government.

And

H. R. 36, A Joint Resolution calling on the State departments to furnish to each House of the General Assembly in itemized expense account covering the six months period ended December Thirty-first, One thousand Nine Hundred and Thirty.

With favorable reports, as amended.

By Mr. MacLean, for the Committee on Education.

H. B. 10, A bill to be entitled An act authorizing the Public School Committee or Trustees of Milton School District to convey certain lands to the County Board of Education of Caswell County.

With a favorable report.

And

H. B. 52, A bill to be entitled An act to consolidate the school districts of Hickory, West Hickory and Highland into one special charter school district.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thomas: H. B. 142, A bill to be entitled An act to fix and regulate the salaries paid all teachers, principals, supervisors, superintendents, and assistant superintendents in the public schools.

Referred to the Committee on Education.

By Mr. Parker: H. B. 143, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the County roads in the State of North Carolina.

Referred to the Committee on Public Roads.

By Mr. Burgin: H. B. 144, A bill to be entitled An act to provide additional terms of the Superior Court for Davidson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. DeHart: H. B. 145, A bill to be entitled An act to abolish the office of Treasurer of Swain County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Turner of Guilford: H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

Referred to the Committee on Judiciary No. 1.

And

H. B. 147, A bill to be entitled An act to amend Section 1524 of the Consolidated Statutes of North Carolina, relating to the issuing of execution on judgments in Courts of the Justices of the Peace.

Referred to the Committee on Judiciary No. 1.

And

H. B. 148, A bill to be entitled An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to State Barbers License Law.

Referred to the Committee on Judiciary No. 1.

By Mr. Johnson of Halifax: H. B. 149, A bill to be entitled An act to name the bridge over Roanoke river on State Highway No. 12.

Referred to the Committee on Judiciary No. 1.

And

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of One Thousand Nine Hundred and Twenty-nine, with respect to open season for squirrels and raccoons.

Referred to the Committee on Game.

By Mr. McDevitt: H. B. 151, A bill to be entitled An act requiring at least ten verses from the Holy Bible shall be read without comment, at the opening of each and every public school in the State of North Carolina upon each and every school day, by the principal or teacher in charge.

Referred to the Committee on Education.

By Mr. McEachern: H. B. 152, A bill to be entitled An act to abolish the office of County Treasurer of Hoke County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Cherry: H. B. 153, A bill to be entitled An act to amend Chapter Ninety-six of the Private Laws of One Thousand Nine Hundred and Thirteen of North Carolina, relating to the Charter of the City of Gastonia, creating and establishing a Municipal Court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said Court.

Referred to the Committee on Courts and Judicial Districts.

By Mr. LeGrand: H. B. 154, A bill to be entitled An act to amend Chapter 212 Public-Local Laws of 1929, authorizing the Board of Commissioners



of the Town of Mocksville in Davie County to expend the funds derived from the sale of electric lighting and power system.

Referred to the Committee on Counties, Cities, and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 16, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the Town of Benton Heights, Union County, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Helms, the bill with amendment, is laid on the Table.

S. B. 12, A bill to be entitled An act to abolish the term of Superior Court of Perquimans County known as the January Term of said Court and to amend Section 1443 of Volume 3 of the Consolidated Statutes of North Carolina, insofar as it relates to the January Term of Perquimans Superior Court.

Passes its second and third readings, and is ordered Enrolled for ratification.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 2, An Act to defer the quadrennial assessment and valuation of property until March Fifteenth, Nineteen Hundred Thirty-one.

On motion of Mr. Upchurch the House adjourns, and will meet tomorrow at 12 o'clock noon.

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#### FOURTEENTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, January 22, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. A. M. Corey, Engrossing Clerk of the Senate.

Mr. Gay, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. E. H. Walton and Thomas Coffee, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 81, A bill to be entitled An act relating to compromise settlement of suits or actions by the Board of County Commissioners of any County of the State.

With a favorable report, as amended.

And

H. B. 116, A bill to be entitled An act to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County.

And

H. B. 130, A bill to be entitled An act to validate the official acts of G. W. Julian, a Justice of the Peace of Rowan County.

And

H. B. 131, A bill to be entitled An act providing for a Peace Officers relief fund for the City of Salisbury and Rowan County.

And

H. B. 149, A bill to be entitled An act to name the bridge over Roanoke River on State Highway No. 12.

And

H. B. 63, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred and Twenty-seven, relating to the punishment of makers of worthless checks.

And

H. B. 87, A bill to be entitled An act to provide that the Courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory or dependency thereof or of any foreign country whenever the same shall be material.

And

H. B. 117, A bill to be entitled An act to amend Chapter 335 of the Public Local Laws of 1927 insofar as it affects the County of Macon.

With favorable reports.

And

H. B. 41, A bill to be entitled An act to amend Section 4, of Chapter 101 of Private Laws of 1887, relative to qualified voters of the Town of Rockingham.

And

H. B. 91, A bill to be entitled An act allowing interest on damages in actions of tort for injury to property.

With unfavorable reports.

By Mrs. Mebane, for the Committee on Welfare.

H. B. 96, A bill to be entitled An act to transfer the duties of County Welfare Officer from the County Superintendent of Schools of Swain County to the Chairman of the Board of County Commissioners of said County without extra compensation.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Harnett: H. B. 155, A bill to be entitled An act to vacate and close Haywood Street, Cherry Street and that portion of Poplar Street, lying South of McIver Street in the Town of Angier, North Carolina.

Referred to the Committee on Counties, Cities, and Towns.

By Messrs. Woodall and Fulghum: H. B. 156, A bill to be entitled An act to remit and cancel certain fees, costs and penalties or other charges incurred or charged against delinquent tax payers in Johnston County.



Referred to the Committee on Finance.

By Messrs. White of Robeson and Graham: H. B. 157, A bill to be entitled An act to permit the fishing with hook and line in the streams of Robeson County.

Referred to the Committee on Game.

By Mr. Gay: H. B. 158, A bill to be entitled An act to amend Article Seven of Chapter Seventy-one, Sections Three Thousand Nine Hundred and Three, Three Thousand Nine Hundred and Six, and Three Thousand Nine Hundred and Eight, Consolidated Statutes of North Carolina.

Referred to the Committee on Salaries and Fees.

By Messrs. Gay and Jones: H. B. 159, A bill to be entitled An act permitting the killing of rabbits by land owners for the protection of crops in Northampton and Hertford Counties.

Referred to the Committee on Game.

By Mr. Jeffress: H. B. 160, A bill to be entitled An act to amend Section Seven Hundred and Thirty of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

Referred to the Committee on Judiciary No. 2.

By Mr. Butler: H. B. 161, A bill to be entitled An act to provide for a uniform system of public schools with equal educational opportunities to all the school children of the State and to equalize the taxes levied in support of the public schools.

Referred to the Committee on Education.

By Mr. Lyon: H. B. 162, A bill to be entitled An act to fix the terms of the Members of the Board of Education of Yancey County for two years.

Referred to the Committee on Education.

By Mr. Helms: H. B. 163, A bill to be entitled An act to amend Chapter Eighty-four, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds for Union County, North Carolina.

Referred to the Committee on Salaries and Fees.

And

H. B. 164, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the Towns of Benton Heights and West Monroe in Union County.

Referred to the Committee on Judiciary No. 1.

By Mr. McBee: H. B. 165, A bill to be entitled An act to re-establish the office of Treasurer in Mitchell County and also relating to the salaries of Clerk and Sheriff in said County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Johnson of Caswell: H. B. 166, A bill to be entitled An act to fix the salaries of the Judge, Clerk, and Solicitor of the Recorder's Court of Caswell County, North Carolina.

Referred to the Committee on Salaries and Fees.

By Mr. Hamilton: H. B. 167, A bill to be entitled An act to amend Chapter 203 of the Private Laws of North Carolina of 1921, pertaining to the Charter of the Town of Beaufort.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McDevitt: H. B. 168, A bill to be entitled An act to repeal Chapter 7 of Public Laws of North Carolina, Session 1923, to reduce taxes five cents on the one hundred dollars assessed valuation of property in North Carolina by prohibiting the County Commissioners of the various counties from levying and collecting annually a tax to not exceed five cents on the hundred dollars of valuation in addition to the fifteen cent rate allowed by the Constitution of North Carolina for general county.

Referred to the Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 49, A bill to be entitled An act to repeal certain laws relative to the enforcement of the Prohibition Law in Polk County.

Passes its second and third readings, and is ordered Enrolled for ratification.

H. B. 68, A bill to be entitled An act to abolish the Board of Road Commissioners of the County of Hertford and to substitute the Board of Commissioners of said County in lieu thereof.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 94, A bill to be entitled An act requiring county officials of Avery County to pay the premiums on surety bonds given by them.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 107, A bill to be entitled An act to amend Chapter One Hundred and Ninety-one, Private Laws of One Thousand Nine Hundred and Twenty-seven, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 23, A resolution requesting the Salary and Wage Commission to transmit to the General Assembly the names and salaries of all married women in the employment of the departments of State government.

As amended.

On motion of Mr. Howell the bill and amendment is laid on the Table.

H. R. 36, A Joint Resolution calling on the heads of the State departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December Thirty-first, One Thousand Nine Hundred and Thirty.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 77, A bill to be entitled An act to authorize the Supreme Court to establish by general rules, the forms of process, writs, pleadings, practice and procedure.

Passes its second readings, and remains on the Calendar.

H. B. 109, A bill to be entitled An act to amend Chapter 271, Public Laws of 1929, so as to increase from seven to fifteen years the period during which a private corporation whose existence has expired may extend its corporate existence by amendment.



Passes its second reading, the question now recurs upon the passage of the bill on its third reading, on motion of Mr. Spence the bill is laid on the Table.

H. B. 127, A bill to be entitled An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing Rowan County under the provisions of the Act.

Several amendments are offered and, on motion of Mr. MacLean the bill and all amendments are recommitted to the Committee on Judiciary No. 2.

H. B. 120, A bill to be entitled An act to decrease the members of the Board of County Commissioners of Haywood County from five to three.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 132, A bill to be entitled An act to enlarge the powers and duties of the Constable of Elizabeth City Township, Pasquotank County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 138, A bill to be entitled An act to amend Chapter 267 of the Public-Local Laws of 1921 relating to the enforcement of the Prohibition Law in Rutherford County, etc.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 139, A bill to be entitled An act to amend Chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the Act applicable to Hoke County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 10, A bill to be entitled An act authorizing the Public School Committee or Trustees of Milton School District to convey certain lands to the County Board of Education of Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 14, A bill to be entitled An act designating the manner of appointment of drainage commissioners in Robeson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 27, A bill to be entitled An act to repeal Chapter 398, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, relating to closing of service stations on Sunday in Yadkin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 32, A bill to be entitled An act relative to the compensation of the Sheriff of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 12, An Act to abolish the Term of Superior Court of Perquimans County known as the January Term of said court and to amend Section One Thousand Four Hundred Forty-three of Volume Three of the Consolidated Statutes of North Carolina, in so far as it relates to the January Term of Perquimans Superior Court.

On motion of Mr. Upchurch the House adjourns, and will meet tomorrow at 12 o'clock noon.

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### FIFTEENTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, January 23, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. A. G. Link of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: T. C. Bowie, J. A. Austin, J. B. Sherrill and C. N. Cox, former members of the House.

Leave of Absence is granted to the following members: Messrs. Leake, Johnson of Currituck, Graham, Burgin, Jolly, Rogers, Young of Harnett, McRae, Turner of Guilford, Sigmon, Gwyn; Greer, Day, Woodall, Fulghum, Pitts, Willis, Cherry, Garibaldi, Readling, Braddy, Long, Moye, Thomas, Newman, Doshier, Ruffin, Smith of Martin, Waynick, Gay, and Coffield.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

My Mr. MacLean, for the Committee on Education.

H. B. 30, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.

Unfavorable as to bill; favorable as to substitute.

On motion of Mr. MacLean the substitute bill is made a Special Order of for Monday night, January 26, 1931.

By Mr. Spence, for the Committee on Finance.

H. B. 12, A bill to be entitled An act to designate the time when the tax collector or other authority collecting taxes and drainage assessments in Robeson County, shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County.

And

H. B. 80, A bill to be entitled An act to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

And

H. B. 122, A bill to be entitled An act to repeal Chapter 17 of the Public-Local Laws of 1925, said Act being an Act for the relief of the Commis-



sioners of Madison County and to set aside five per cent of the taxes collected for all purposes in said County of Madison to pay the salary of the officers and divert certain sinking funds of the County to pay officers and other expense.

With favorable reports.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 123, A bill to be entitled An act to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January Term of Court.

And

H. B. 141, A bill to be entitled An act to amend Section 1608 (f), Volume Three of the Consolidated Statutes relating to the General County Court of Caswell County.

And

H. B. 97, A bill to be entitled An act to abolish the County Recorder's Court of Swain County.

With favorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 166, A bill to be entitled An act to fix the salaries of the Judge, Clerk and Solicitor of the Recorder's Court of Caswell County, North Carolina.

And

H. B. 121, A bill to be entitled An act to amend Chapter 151 of the Public-Local Laws of 1921 and to fix the salaries of the members of the Board of County Commissioners and the members of the Board of Education of Madison County.

And

H. B. 163, A bill to be entitled An act to amend Chapter Eighty-four, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds for Union County, North Carolina.

And

H. B. 135, A bill to be entitled An act to amend Chapter Forty-one of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to the salary of the Treasurer of Transylvania County.

And

H. B. 118, A bill to be entitled An act to repeal Chapter 54 of the Public-Local Laws of 1929, relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

With favorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 160, A bill to be entitled An act to amend Section Seven Hundred and Thirty of the Consolidated Statutes permitting Deputy Sheriffs to lay off homesteads.

With a favorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 79, A bill to be entitled An act to repeal Chapter 401 of the Public-Local Laws of North Carolina, Session of 1929, relating to Warren County Game Law.

And

H. B. 140, A bill to be entitled An act to repeal Chapter 499 of the Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relating to the setting of steel traps in Hoke County.

And

S. B. 13, A bill to be entitled An act to repeal Chapter 392 of the Public-Local Laws of 1929 relating to the use of automatic shot guns in Columbus County.

With favorable reports.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and finds them properly engrossed, as follows, and they are sent to the Senate:

H. R. 36, A Joint Resolution calling on the heads of the State departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December Thirty-first, One Thousand Nine Hundred and Thirty.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Halstead: H. R. 169, A resolution protesting excessive license tax on farm trucks and requesting decrease of said license tax.

Referred to the Committee on Finance.

By Mr. Willis: H. B. 170, A bill to be entitled An act to amend Chapter 141 Public Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

Referred to the Committee on Public Roads.

And

H. B. 171, A bill to be entitled An act to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

Referred to the Committee on Finance.

By Mr. Connor: H. B. 172, A bill to be entitled An act to amend Section 43 of Chapter 4 of Public Laws 1921, regulation Banking and establishing of branch banks.

Referred to the Committee on Banks and Banking.

And

H. B. 173, A bill to be entitled An act to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the Real Estate Commission by striking out Wilson County from the provision thereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Holmes: H. B. 174, A bill to be entitled An act to amend Section 1 of Chapter 189, Private Laws, 1925, relating to the criminal jurisdiction of the Mayor of Farmville.

Referred to the Committee on Judiciary No. 2.

And

H. B. 175, A bill to be entitled An act to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the Town of Farmville, North Carolina.



Referred to the Committee on Counties, Cities, and Towns.

By Messrs. Garibaldi, McRae, Reading: H. B. 176, A bill to be entitled An act to place the officers of Mecklenburg County on salaries.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Doshier: H. B. 177, A bill to be entitled An act to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, Lieutenant of Plain Clothes Squad of Wilmington, and to authorize the payment thereof by the Board of Commissioners.

Referred to the Committee on Pensions.

By Messrs. Woodall and Fulghum: H. B. 178, A bill to be entitled An act to appoint W. R. Keen, a Justice of the Peace in Ingram Township, Johnston County, North Carolina.

Referred to the Committee on Justices of the Peace.

By Mr. Cranor: H. B. 179, A bill to be entitled An act to amend Section 6014 of Consolidated Statutes so as to provide for the nomination of County and Municipal officers and members of the General Assembly by primary in Wilkes County.

Referred to the Committee on Election Laws.

By Mr. Halstead: H. B. 180, A bill to be entitled An act to amend Chapter 344 of the Public Laws of North Carolina, 1929, relative to discounts and penalties in payment of taxes.

Referred to the Committee on Finance.

And

H. B. 181, A bill to be entitled An act authorizing the Board of Commissioners of Camden County to appoint rural policemen for said County.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 182, A bill to be entitled An act to amend Chapter 333, Public Laws of North Carolina, 1929, relating to fur-bearing industry and to raise revenue therefor.

Referred to the Committee on Game.

And

H. B. 183, A bill to be entitled An act in relation to the salary of the Sheriff of Camden County.

Referred to the Committee on Salaries and Fees.

By Mr. Brinson: H. B. 184, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes, as amended and rewritten by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.

Referred to the Committee on Finance.

By Mr. Bruton: H. B. 185, A bill to be entitled An act to exempt Montgomery County from the provisions of House Bill No. 2, ratified January 21, 1931, relating to postponement of quadrennial assessment for taxes.

Referred to the Committee on Finance.

By Mr. Gill: H. B. 186, A bill to be entitled An act to authorize the Town of Laurinburg to issue bonds and notes.

Referred to the Committee on Finance.

By Mr. Norman: H. B. 187, A bill to be entitled An act to eliminate the requirement of private examination and voluntary assent in the acknowledgements of conveyances by married women.

Referred to the Committee on Judiciary No. 1.

By Mr. Loven: H. B. 188, A bill to be entitled An act to repeal Chapter 458, Public Laws of 1929, providing for the working of prisoners of Avery County.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 189, A bill to be entitled An act to amend Chapter 273 of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks.

Referred to Committee on Judiciary No. 1.

And

H. B. 190, A bill to be entitled An act to prohibit public drunkenness in Avery County, North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Johnson of Caswell: H. B. 191, A bill to be entitled An act to fix the fees and compensation that may be allowed and chargeable against the delinquent tax payers in lands being foreclosed for taxes.

Referred to the Committee on Finance.

By Mr. Leake: H. B. 192, A bill to be entitled An act to amend Consolidated Statutes 4458, so as to provide for the punishment of public drunkenness in Stokes County.

Referred to Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 42, A bill to be entitled An act to regulate the operation of pool and billiard tables in Cherokee County.

Referred to the Committee on Judiciary No. 1.

S. R. 54, Joint Resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.

Referred to the Committee on Judiciary No. 1.

S. R. 55, Joint Resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

Referred to the Committee on Military Affairs.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 116, A bill to be entitled An act to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 117, A bill to be entitled an Act to amend Chapter 335 of the Public-Local Laws of 1927 insofar as it affects the County of Macon.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 130, A bill to be entitled An act to validate the official acts of D. W. Julian, a Justice of the Peace of Rowan County.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 131, A bill to be entitled An act providing for a Peace Officers' Relief fund for the City of Salisbury and Rowan County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 77, A bill to be entitled An act to authorize the Supreme Court to establish general rules, the forms of process, writs, pleadings, practice and procedure.

Passes its third reading, and is ordered sent to the Senate without Engrossment.

H. B. 63, A bill to be entitled An act to amend Chapter 62 of the Public Laws of 1927, relating to the punishment of makers of worthless checks.

On motion of Mr. Gay the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 81, A bill to be entitled An act to compromise settlement of suits or actions by the Board of County Commissioners of any county of the State.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 87, A bill to be entitled An act to provide that the Courts of North Carolina shall take judicial notice of the law of the United States, or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

Passes its second reading, and remains on the Calendar.

H. B. 149, A bill to be entitled An act to name the bridge over Roanoke River of State Highway No. 12.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 49, An act to repeal certain laws relative to the enforcement of the Prohibition Law in Polk County.

H. B. 69, An act to repeal Chapter 42, Public-Local Laws, 1929, relating to the enforcement of the Prohibition Laws in Lincoln County.

On motion of Mr. Harris the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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#### SIXTEENTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, January 24, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Faris of Raleigh.

Mr. Gatling for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Hanes, Cox and Marshall of Forsyth: H. B. 193, A bill to be entitled An act to authorize the Town of Kernersville to issue funding, sewer and refunding bonds, and to provide for the payment thereof.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE.

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 8, A bill to be entitled An act to abolish the office of Tax Collector of Robeson County and to repeal Chapter 465, Public-Local Laws, 1927, and Chapter 47, Public-Local Laws of 1929.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 26, A bill to be entitled An act to amend Section 1965, Consolidated Statutes, relative to seines prohibited to non-residents.

Referred to the Committee on Commercial Fisheries.

S. B. 32, A bill to be entitled An act relating to appeals in criminal actions.

Referred to the Committee on Judiciary No. 1.

S. B. 37, A bill to be entitled An act to repeal Chapter 326, Public-Local Laws, 1929, relating to gathering galax leaves in Avery, Mitchell and Watauga Counties.

Referred to the Committee on Propositions and Grievances.

S. B. 62, A bill to be entitled An act to create in Cleveland County the office of County Auditor, and assign to that office the duties now performed by the County Accountant, the Tax Auditor, and the County Supervisor of Taxation.

Referred to the Committee on Counties, Cities, and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 12, A bill to be entitled An act to designate the time when the tax collector or other authority collecting taxes and drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 79, A bill to be entitled An act to repeal Chapter 401, Public-Local Laws of North Carolina, Session of 1929, relating to Warren County Game Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 80, A bill to be entitled An act to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 97, A bill to be entitled An act to abolish the County Recorder's Court of Swain County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 118, A bill to be entitled An act to repeal Chapter 54 of the Public-Local Laws of 1929, relative to the salaries and fees of certain county officials of Macon County and restoring the fee system.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 121, A bill to be entitled An act to amend Chapter 151 of the Public-Local Laws of 1921 and to fix the salaries of the members of the Board of County Commissioners and the members of the Board of Education of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 122, A bill to be entitled An act to repeal Chapter 17 of the Public-Local Laws of 1925, said act being An act for the relief of Commissioners of Madison County, and to set aside five per cent of the taxes collected for all purposes in said County of Madison to pay the salary of officers and divert certain sinking funds of the County to pay officers and other expense.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 135, A bill to be entitled An act to amend Chapter 41 of the Public Local Laws of 1927, relating to the salary of the Treasurer of Transylvania County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 140, A bill to be entitled An act to repeal Chapter 499, Public Laws, 1927, relating to the setting of steel traps in Hoke County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 141, A bill to be entitled An act to amend Section 1608 (f), Volume 3 of the Consolidated Statutes relating to the General County Court of Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 163, A bill to be entitled an Act to amend Chapter 84, Public Local Laws of 1925, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds for Union County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 166, A bill to be entitled An act to fix the salaries of the Judge, Clerk and Solicitor of Recorder's Court of Caswell County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

On motion of Mr. Helms, H. B. 81, A bill to be entitled An act to compromise settlement of suits or actions by the Board of County Commissioners of any county of the State, is recalled from the Engrossing office, and on motion of the same gentleman the vote by which the bill passed its third reading is reconsidered, and on motion of Mr. Helms the bill is laid on the Table.

On motion of Mr. Upchurch the House adjourns, and will meet Monday night, January 26, 1931, at 8 o'clock P. M.

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### SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES,  
Monday Night, January 26, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. White of Raleigh.

Mr. Scarborough, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. J. M. Wilson, former member of the House from Jackson County.

### PETITIONS AND MEMORIALS

Petitions and Memorials are presented by Mr. Gattis and referred to the appropriate committee.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read first time and disposed of as follows:

By Mr. Morphew: H. B. 194, A bill to be entitled An act for the relief of N. E. Milsaps and G. W. Shuler, ex-sheriff and tax collector of Graham County, authorizing the collection of back taxes due said sheriffs.

Referred to the Committee on Finance.

And

H. B. 195, A bill to be entitled An act to place the officers of Graham County on salary and for other purposes.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 196, A bill to be entitled An act to require the County Attorney of Graham County to give bond.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Pitts: H. B. 197, A bill to be entitled An act to prevent losses to general municipal taxpayers in Catawba County.

Referred to the Committee on Finance.

By Mr. Upchurch: H. B. 198, A bill to be entitled An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly-owned automobiles for private purposes, so as to be applicable to cities.



Referred to the Committee on Propositions and Grievances.

By Mr. McGougan: H. B. 199, A bill to be entitled An act to require quarterly reports by the State Highway Commission to boards of county commissioners of the apportionment and expenditure of highway funds to and in the several counties.

Referred to the Committee on Public Roads.

By Mr. Howell: H. B. 200, A bill to be entitled An act to appoint W. R. Gudger a Justice of the Peace for Asheville Township; B. L. Cunningham a Justice of the Peace for Limestone Township; and R. C. Sales a Justice of the Peace for Biltmore Township, Buncombe County, North Carolina.

Referred to the Committee on Justices of the Peace.

By Mr. Uzzell: H. B. 201, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes relating to report of trustees in judicial sales.

Referred to the Committee on Judiciary No. 2.

By Mr. Thompson of Brunswick: H. B. 202, A bill to be entitled an Act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

Referred to the Committee on Commercial Fisheries.

By Mr. Johnson of Caswell: H. B. 203, A bill to be entitled An act to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general county fund.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Jeffress: H. B. 204, A bill to be entitled An act to amend Section 4996 of the Consolidated Statutes of North Carolina, regulating the practice of architecture.

Referred to the Committee on Judiciary No. 2.

Immediately preceding the introduction of bills, as recorded on the first page of today's Journal, Dr. T. W. M. Long, member-elect from Halifax County, presents his certificate, is escorted to the bar of the House, and takes his oath of office administered by Mr. Speaker Smith.

Dr. Long, who was elected in a recent Special Election, now fills the vacancy created by the death of Hon. Clement Kitchin from Halifax.

#### SPECIAL ORDER

The hour for the Special Order having arrived the Speaker lays before the House:

Substitute for H. B. 30, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.

The question now recurs upon the adoption of the substitute bill. Upon motion of Mr. MacLean the substitute bill is adopted, and passes its first reading.

The question now recurs upon the passage of the substitute bill on its second reading.

Mr. Connor sends forward an amendment.

The question now recurs upon the adoption of the amendment.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

## EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, January 27, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. P. H. Fields of Raleigh.

Mr. Crudup, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Rogers, McCall, Pharr, Delaney and Grantham, former members of the House.

## PETITIONS AND MEMORIALS

Petitions are presented by Mr. Ward of Randolph and referred to the Committee on Finance.

The Speaker announces the following committee assignments for the newly elected member from Halifax, Dr. Long: Public Health, Congressional Districts, Finance, Counties, Cities and Towns, and Education.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cox of Jackson: H. B. 205, A bill to be entitled An act to enable the Commissioners of Jackson County to regulate the Recorder's Court of the County or to abolish it at their discretion.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Brooks: H. B. 206, A bill to be entitled An act to protect foxes in Durham County.

Referred to the Committee on Game.

And

H. B. 207, A bill to be entitled An act to license dog kennels in Durham County.

Referred to the Committee on Game.

By Mr. Loven: H. B. 208, A bill to be entitled An act to appoint C. H. Ollis, a Justice of the Peace, for Toe River Township, Avery County.

Passed first reading.

Rules suspended.

Passes its second reading and placed on the Calendar.

By Mr. Thomas: H. B. 209, A bill to be entitled An act to provide for the control, employment and working of convicts by the Board of Commissioners of Anson County.

Referred to the Committee on Penal Institutions.

By Mr. Flanagan, Holmes and Moye: H. B. 210, A bill to be entitled An act to give actions of claim and delivery priority on Calendar at next Civil Term following issuance and filing of pleadings in same.

Referred to the Committee on Judiciary No. 2.

By Mr. Lyon: H. B. 211, A bill to be entitled An act to repeal the Absentee Ballot Law for Yancey County.

Referred to the Committee on Election Laws.

And



H. B. 212, A bill to be entitled An act to abolish the office of Auditor of Yancey County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Etheridge: H. B. 213, A bill to be entitled An act authorizing the Board of Commissioners of Dare County to appoint rural policemen for said County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 214, A bill to be entitled An act to authorize the issuance of funding bonds in the amount of thirty thousand dollars by the Board of County Commissioners of Dare County, to pay outstanding indebtedness incurred in the building of roads and to authorize the levy of taxes upon all of the taxable property in said county, for the purpose of paying said bonds and interest thereon.

Referred to the Committee on Finance.

By Mr. Crouse: H. B. 215, A bill to be entitled An act validating the official acts of J. M. Weaver, Justice of the Peace of Piny Creek Township, Alleghany County.

Referred to the Committee on Judiciary No. 2.

By Mr. Morphey: H. B. 216, A bill to be entitled An act to repeal the dog law as applies to Graham County.

Referred to the Committee on Judiciary No. 1.

By Mr Johnson of Chatham: H. B. 217, A bill to be entitled An act to provide pay for special veniremen in capital cases.

Referred to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 44, A bill to be entitled An act to extend the provisions of Chapter 216, Public Laws of 1923, by Chapter 85 of the Public Laws, Extra Session of 1924, to the Counties in the (16th) Sixteenth Judicial District, relative to County Courts.

Referred to the Committee on Courts and Judicial Districts.

H. B. 55, A bill to be entitled An act to amend Chapter 103, Public Laws, 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County.

For concurrence in the Senate amendment.

House concurs in the Senate amendment and the bill is ordered enrolled.

#### SPECIAL ORDER

The Chair lays before the House, for further consideration, substitute for H. B. 30, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.

The question now being the adoption of the amendment sent forward by Mr. Connor.

Mr. Jeffress sends forward an amendment. The question now recurs upon the adoption of this amendment.

Upon the adoption of this amendment Mr. Young of Harnett calls for the "ayes" and "noes." The call is sustained and the amendment fails of adoption by the following vote:

Those voting in the affirmative are: Messrs. Allen, Black, Brooks, Bruton, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Edwards, Ervin, Flanagan, Gill, Groves, Hanes of Forsyth, Huffman, Jeffress, Johnson of Halifax, Long of Alamance, Long of Halifax, Marshall, Neal, Pitts, Puett, Readling, Seawell, Scarborough, Sigmon, Spence, Tatem, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, and Young of Durham—37.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Cloud, Coffield, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Etheridge, Ewbank, Fulghum, Gatling, Gattis, Gay, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Jolly, Jones, Killian, Leake, LeGrand, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Newman, Norman, Parker, Pinnix, Reed, Rogers, Ruffin, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—77.

The question now recurs upon the adoption of the amendment offered by Mr. Connor.

Upon this Mr. Young of Harnett calls for the "ayes" and "noes." The call is sustained and the amendment fails of adoption by the following votes:

Those voting in the affirmative are: Messrs. Black, Burgin, Cherry, Connor, Cox of Forsyth, Edwards, Ervin, Garibaldi, Gattis, Groves, Gwyn, Hanes of Forsyth, Harris, Hood, Huffman, Jeffress, Long of Alamance, Long of Halifax, Marshall, McRae, Neal, Pitts, Puett, Readling, Seawell, Scarborough, Sigmon, Spence, Upchurch, Uzzell, Waynick, and Young of Durham—32.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Greer, Gwaltney, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, James, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrand, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Newman, Norman, Parker, Pinnix, Reed, Rogers, Ruffin, Smith of Martin, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Ward, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—85.

The question now recurs upon the passage of the substitute bill on its second reading.



Upon this Mr. Young of Harnett calls for the "ayes" and "noes." The call is sustained, and the substitute bill passes its second reading by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Greer, Gwaltney, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDewitt, McEachern, McGougan, Norman, Parker, Pinnix, Reed, Rogers, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Upchurch, Ward, Willis, White of Chowan, White of Robeson, Whitley, Woodali, Woodard, and Young of Harnett—86.

Those voting in the negative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gattis, Gill, Groves, Gwyn, Hanes of Forsyth, Harris, Huffman, Jeffress, Long of Almance, Marshall, McRae, Neal, Newman, Pitts, Puett, Readling, Scarborough, Sigmon, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, and Young of Durham—32.

The question now recurs upon the passage of the substitute bill on its third reading.

The substitute bill passes its third reading, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 46, An Act to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February Term, 1931.

H. B. 54, An Act to amend An Act passed as Senate Bill No. 6 and enrolled January 10th, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina and Chapter 128, Public Laws of 1919, only insofar as the same relate to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County.

On motion of Mr. White of Chowan, the House adjourns and will meet tomorrow at 12 o'clock, noon.

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#### NINETEENTH DAY

HOUSE OF REPRESENTATIVES,

Wednesday, January 28, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. O. L. Riggs of Raleigh.

Mr. Thomas, for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. E. S. Parker and C. I. Higgins, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 2.

H. B. 216, A bill to be entitled An act to repeal the dog law as applied to Graham County.

And

H. B. 85, A bill to be entitled An act to define an illegal punch board and an illegal slot machine and to punish the operation of the same.

And

H. B. 164, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the towns of Benton Heights and West Monroe in Union County.

And

S. R. 54, Joint Resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.

With favorable reports.

And

H. B. 173, A bill to be entitled An act to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson County from the provision thereof.

With a favorable report as amended.

And

S. B. 32, A bill to be entitled An act relating to appeals in criminal actions.

And

S. B. 42, A bill to be entitled An act to regulate the operation of pool and billiard tables in Cherokee County.

And

H. B. 217, A bill to be entitled An act to provide pay for special veniremen in capital cases.

And

H. B. 168, A bill to be entitled An act to repeal Chapter 7 of Public Laws of North Carolina, Session 1923, to reduce taxes of five cents on the one hundred dollars assessed valuation of property in North Carolina by prohibiting the County Commissioners of the various counties from levying and collecting annually a tax to not exceed five cents on the one hundred dollars of valuation in addition to the fifteen cent rate allowed by the Constitution of the State of North Carolina for general county.

And



H. B. 112, A bill to be entitled An act to amend the laws of North Carolina relating to jurors.

And

H. B. 190, A bill to be entitled An act to prohibit pubic drunkenness in Avery County, North Carolina.

And

H. B. 189, A bill to be entitled An act to amend Chapter 273 of the Public Laws of the Session of 1929, relating to punishment of makers of worthless checks.

And

H. B. 187, A bill to be entitled An act to eliminate the requirement of private examination and voluntary assent in the acknowledgements of conveyances by married women.

With unfavorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 192, A bill to be entitled An act to amend Consolidated Statutes 4458 so as to provide for the punishment of public drunkenness in Stokes County.

And

H. B. 174, A bill to be entitled An act to amend Section 1 of Chapter 189, Private Laws, 1925, relating to the criminal jurisdiction of the Mayor of Farmville.

And

H. B. 210, A bill to be entitled An act to give actions of claims and delivery priority on Calendar at next Civil term following issuance and filing of pleadings in same.

And

H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina to be made payable to order.

And

H. B. 215, A bill to be entitled An act validating the official acts of J. M. Weaver, Justice of the Peace of Piny Creek Township, Alleghany County.

And

H. B. 201, A bill to be entitled An act to amend Section 2591, of the Consolidated Statutes relating to report of trustees in judicial sales.

With favorable reports.

By Mr. Ewbank, for the Committee on Public Roads.

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

With a favorable report, as amended.

By Mr. Allen, for the Committee on Military Affairs.

S. R. 55, Joint Resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

With a favorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 195, A bill to be entitled An act to place the officers of Graham County on salary and for other purposes.

And

H. B. 181, A bill to be entitled An act authorizing the Board of Commissioners of Camden County to appoint rural policemen for said County.  
And

H. B. 121, A bill to be entitled An act to make the provisions of Section 1864 of Volume 3 of the Consolidated Statutes relating to the depredations of domestic fowls applicable to Stokes County.  
And

H. B. 136, A bill to be entitled An act decreasing the Board of Commissioners of Transylvania County from five to three members.  
And

H. B. 154, A bill to be entitled An act to amend Chapter 212, Public-Local Laws of 1929, authorizing the Board of Commissioners of the Town of Mocksville, in Davie County, to expend the funds derived from the sale of electric lighting and power system.  
And

H. B. 128, A bill to be entitled An act to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a mayor and four aldemmen for the town of East Spencer.  
And

H. B. 196, A bill to be entitled An act to require the County Attorney of Graham County to give bond.  
And

H. B. 213, A bill to be entitled An act authorizing the Board of Commissioners of Dare County to appoint rural policemen for said County.  
With favorable reports.

H. B. 167, A bill to be entitled An act to amend Chapter 203 of the Private Laws of North Carolina of 1921, pertaining to the Charter of the Town of Beaufort.

With an unfavorable report as to the bill, favorable as to the Committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Uzzell and Edwards: H. B. 218, A bill to be entitled An act reating to evidence in civil actions arising out of motor vehicle accidents.

Referred to the Committee on Judiciary No. 2.

By Mr. Connor: H. B. 219, A bill to be entitled An act to validate the acts of J. D. Bardin, a former Clerk of the Superior Court of Wilson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Day: H. B. 220, A bill to be entitled An act to regulate the making of teachers' contracts in Onslow County.

Referred to the Committee on Education.

By Mr. Hipps: H. B. 221, A bill to be entitled An act to amend Section 1684 (a), Volume III, of the Consolidated Statutes, placing Haywood County under the State-wide dog law.

Referred to the Committee on Judiciary No. 1.



By Mr. Davis of Edgecombe: H. B. 222, A bill to be entitled An act to amend Section 7981 of the Consolidated Statutes, relating to tax paid by holder of lien.

Referred to the Committee on Finance.

By Messrs. Huffman and Uzzell: H. B. 223, A bill to be entitled An act to amend Chapter 120, of the Public Laws, 1929, relating to hearings before the Industrial Commission under the Workmen's Compensation.

Referred to the Committee on Judiciary No. 2.

By Mr. Cherry: H. B. 224, A bill to be entitled An act to provide for the administration of the fiscal affairs of the City of Gastonia.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Cherry and Puett: H. B. 225, A bill to be entitled An act to provide for discounts and penalties in the collection of taxes in Gaston County, North Carolina.

Referred to the Committee on Finance.

By Mr. Cherry: H. B. 226, A bill to be entitled An act relative to the collection of back taxes in the Town of Bessemer City, North Carolina.

Referred to the Committee on Finance.

And

H. B. 227, A bill to be entitled An act relative to the collection of street assessments in the Town of Bessemer City, North Carolina.

Referred to the Committee on Finance.

And

H. B. 228, A bill to be entitled An act relative to the collection of back taxes in the Bessemer City graded school district.

Referred to the Committee on Finance.

And

H. B. 229, A bill to be entitled An act to regulate the registration of plats in Gaston County.

Referred to the Committee on Judiciary No. 1.

By Mr. Flanagan: H. B. 230, A bill to be entitled An act to define and limit the fees of attorneys in actions brought to foreclose certificates of sale of land for taxes in the hands of various counties of the State.

Referred to the Committee on Finance.

By Mr. Gay: H. B. 231, A bill to be entitled An act to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath Day.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 232, A bill to be entitled An act to place James S. Grant and Mrs. Adella Dale, of Northampton County on the Confederate Pension rolls.

Referred to the Committee on Pensions.

By Messrs. Davis of Warren and Ruffin: H. B. 233, A bill to be entitled An act to postpone the enforced collection of 1930 taxes in Warren and Bertie Counties until November 1, 1931.

Referred to the Committee on Finance.

By Mr. Ewbank: H. B. 234, A bill to be entitled An act to amend Chapter 79, Public-Local Laws of 1929, pertaining to special sinking fund of Henderson County, provided for thereunder.

Referred to the Committee on Judiciary No. 1.

By Mr. Huffman: H. B. 235, A bill to be entitled An act to amend Section 9 of Chapter 164 Public Laws, 1929, known as the Australian Ballot Law, so as to provide separate ballots for the different political parties.

Referred to the Committee on Election Laws.

By Mr. Burgin: H. B. 236, A bill to be entitled An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Johnson of Pender: H. B. 237, A bill to be entitled An act to amend Chapter 407, Public-Local Laws of 1911, as amended by Chapter 501, Public-Local Laws of 1929, relating to hunting foxes in Duplin and Pender Counties so as to exclude Pender County.

Referred to the Committee on Game.

By Messrs. Newman, Uzzell and Huffman: H. B. 238, A bill to be entitled An act to repeal, amend and re-enact Chapter 136, Public Laws, 1927, as amended by Chapter 58, 193, 216 and 254, Public Laws, 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.

Referred to the Committee on Judiciary No. 1.

And

H. B. 239, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, known as the "Motor Vehicle Act."

Referred to the Committee on Judiciary No. 1.

By Mrs. Mebane: H. B. 240, A bill to be entitled An act to authorize payment of salaries and expenses of farm demonstration agent and home demonstration agent of Rockingham County.

Referred to the Committee on Salaries and Fees.

By Messrs. Huffman, Newman and Uzzell: H. B. 241, A bill to be entitled An act to provide for the assessment of property of common carriers using the highways of the State.

Referred to the Committee on Judiciary No. 1.

By Mr. Lyon: H. B. 242, A bill to be entitled An act to authorize Yancey County to issue bonds of the County in an aggregate amount of not exceeding one hundred thousand dollars for the purpose of funding and refunding valid indebtedness of the County.

Referred to the Committee on Finance.

By Mr. Brooks: H. B. 243, A bill to be entitled An act to improve the administration of justice in the Courts of Justices of the Peace and to reduce the number of such Justices and provide for their election and appointment.

Referred to the Committee on Judiciary No. 1.

By Mr. MacLean: H. B. 244, A bill to be entitled An act to establish Washington electric service district.

Referred to the Committee on Judiciary No. 1.

By Mr. Scarborough: H. B. 245, A bill to be entitled An act to regulate the issuance of criminal and civil processes out of the Justice of the Peace Courts.



Referred to the Committee on Courts and Judicial Districts.

By Messrs. Woodall and Fulghum: H. B. 246, A bill to be entitled An act to amend Chapter 433, Public Local Laws of 1927, relating to Johnston County Highway Commission.

Referred to the Committee on Public Roads.

By Mr. White of Robeson: H. B. 247, A bill to be entitled An act to amend and re-enact Sections 34, 36, 38 and 41 of Chapter 148, Public Laws, 1927, being the "Uniform Act, regulating the operation of vehicles on the highways", so as to conform with Section 36 (E) of Chapter 136 Public Laws, 1927, known as the "Bus Law" and to further amend said Chapter 148 of the Public Laws of 1927.

Referred to the Committee on Judiciary No. 1.

By Mr. McDevitt: H. B. 248, A bill to be entitled An act to place the Register of Deeds, Clerk of the Superior Court and Sheriff of Madison County on fees.

Referred to the Committee on Salaries and Fees.

By Mr. Garibaldi: H. B. 249, A bill to be entitled An act to amend Section 7979 (A) of the Consolidated Statutes relating to the refund of taxes illegally collected.

Referred to the Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the laws with reference thereto.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 123, A bill to be entitled An act to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January term of Court.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 160, A bill to be entitled An act to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

On motion of Mr. Jeffress the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 87, A bill to be entitled An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States, or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

S. B. 13, A bill to be entitled An act to repeal Chapter 392, Public-Local Laws of 1929, relating to the use of automatic shotguns in Columbus County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 208, A bill to be entitled An act to appoint C. H. Ollis a Justice of the Peace for Toe River Township, Avery County.

On motion of Mr. Spence the bill is recommitted to the Committee on Judiciary No. 1.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 55, An Act to amend Chapter 173, Public Laws, 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County, Pitt County, Wake County and Watauga County.

On motion of Mr. Howell, the House adjourns and will meet tomorrow at 12 o'clock noon.

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#### TWENTIETH DAY

HOUSE OF REPRESENTATIVES,  
Thursday, January 29, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Davidson of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Nash and Butler, former members of the House.

Leave of absence is granted to: Mr. Coffield, indefinitely.

#### PETITIONS AND MEMORIALS

Petitions and Memorials are presented and referred to the appropriate committees.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 221, A bill to be entitled An act to amend Section 1684 (a) Volume 3 of the Consolidated Statutes, placing Haywood County under the State-wide Dog Law.

And

H. B. 244, A bill to be entitled An act to establish Washington Electric Service District.

And

H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

And

H. B. 234, A bill to be entitled An act to amend Chapter 79, Public-Local Laws of 1929, pertaining to special sinking fund of Henderson County provided for thereunder.



And

H. B. 219, A bill to be entitled An act to validate the acts of J. D. Bardin, a former Clerk of the Superior Court of Wilson County.

And

H. B. 229, A bill to be entitled An act to regulate the registration of plats in Gaston County.

With favorable reports.

And

H. B. 148, A bill to be entitled An act to amend Chapter 119, Public Laws of 1929, relating to State Barbers' License Law.

With a favorable report as amended.

By Mr. MacLean, for the Committee on Education.

H. B. 220, A bill to be entitled An act to regulate the making of teachers' contracts in Onslow County.

With a favorable report.

On motion of Mr. Day the rules are suspended.

The bill passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Seawell, for the Committee on Propositions and Grievances.

H. B. 198, A bill to be entitled An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly owned automobiles for private purposes, so as to be applicable to cities.

With a favorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 57, A bill to be entitled An act prohibiting the setting of steel traps in Duplin County.

And

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of 1929 with respect to open season for squirrels and raccoons.

And

H. B. 207, A bill to be entitled An act to license dog kennels in Durham County.

With favorable reports.

And

H. B. 182, A bill to be entitled An act to amend Chapter 333, Public Laws of North Carolina, 1929, relating to the fur-bearing industry and to raise revenue therefor.

With a favorable report as amended.

And

H. B. 159, A bill to be entitled An act permitting the killing of rabbits by land owners for the protection of crops in Northampton and Hertford Counties.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McRae: H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor.

Referred to the Committee on Judiciary No. 2.

By Mr. Jones: H. B. 251, A bill to be entitled An act to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

Referred to the Committee on Salaries and Fees.

By Mr. Ewbank: H. B. 252, A bill to be entitled An act authorizing a person in the name of Mrs. J. Williams, wife of deceased Confederate Pensioner, and to place her in class "A" for Widows' Pensions.

Referred to the Committee on Pensions.

By Mr. Davis of Hyde: H. B. 253, A bill to be entitled An act regulating the salaries of the Clerk of the Superior Court and Register of Deeds of Hyde County.

Referred to the Committee on Salaries and Fees.

By Mr. Hamilton: H. B. 254, A bill to be entitled An act to amend Section 1892 of the Consolidated Statutes, to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish.

Referred to the Committee on Commercial Fisheries.

By Mr. Pitts: H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the Charters of other towns within the extended limits, and for other purposes.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Rogers: H. B. 256, A bill to be entitled An act to repeal Chapter 215, of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.

Referred to the Committee on Education.

By Mr. Braddy: H. B. 257, A bill to be entitled An act to repeal Chapter 386, Public Local Laws of 1925, relating to rural police for Bladen County.

Referred to the Committee on Counties, Cities, and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

Amended, and remains on the Calendar for its second reading.

H. B. 128, A bill to be entitled An act to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a mayor and four aldermen for the Town of East Spencer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 136, A bill to be entitled An act decreasing the Board of County Commissioners for Transylvania County from five to three members.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 154, A bill to be entitled An act to amend Chapter 212, Public-Local Laws of 1929, authorizing the Board of Commissioners of the Town of Mocksville in Davie County, to expend the funds derived from the sale of electric lighting and power system.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 164, A bill to be entitled An act to extend the powers and jurisdiction of policemen of the Towns of Benton Heights and West Monroe in Union County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 195, A bill to be entitled An act to place the officers of Graham County on salary and other purposes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 173, A bill to be entitled An act to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the Real Estate Commission by striking out Wilson County from the provision thereof.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 196, A bill to be entitled An act to require the County Attorney of Graham County to give bond.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 213, A bill to be entitled An act authorizing the Board of Commissioners of Dare County to appoint rural policemen for said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 215, A bill to be entitled An act validating the official acts of J. M. Weaver, Justice of the Peace of Piny Creek Township, Alleghany County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 216, A bill to be entitled An act to repeal the dog law as applied to Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 85, A bill to be entitled An act to define an illegal punch board and an illegal slot machine and to punish the operation of the same.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 124, A bill to be entitled An act to make the provisions of Section One Thousand Eight Hundred and Sixty-four of Volume Three of the Consolidated Statutes relating to the depredations of domestic fowls, applicable to Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina to be made payable to order.

On motion of Mr. Edwards the bill is recommitted to the Committee on Judiciary No. 2.

Substitute for H. B. 167, A bill to be entitled An act to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the

Private Laws of 1921, pertaining to the Charter of the Town of Beaufort.

Substitute bill adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 174, A bill to be entitled An act to amend Section One of Chapter One Hundred Eighty-nine, Private Laws, One Thousand Nine Hundred and Twenty-five, relating to the criminal jurisdiction of the Mayor of Farmville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 181, A bill to be entitled An act authorizing the Board of Commissioners of Camden County to appoint rural policemen for said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 192, A bill to be entitled An act to amend Consolidated Statutes 4458 so as to provide for the punishment of public drunkenness in Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 201, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes relating to report of trustees in judicial sales.

Passes its second reading, and remains on the Calendar.

H. B. 210, A bill to be entitled An act to give actions of claim and delivery priority on Calendar at next Civil Term following issuance and filing of pleadings in same.

Mr. Flanagan offers a substitute for the bill, and on motion of Mr. Sutton the bill and substitute is recommitted to the Committee on Judiciary No. 2.

S. R. 54, A Joint Resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.

Passes its second and third readings, and is ordered Enrolled.

S. R. 55, A Joint Resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted-service certificates.

Passes its second and third readings, and is ordered Enrolled.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. No. 13, An Act to repeal Chapter Three Hundred and Ninety-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine relating to the use of automatic shot guns in Columbus County.

On motion of Mr. Moss, H. B. 168, A bill to be entitled An act to repeal Chapter 7 of Public Laws of North Carolina, Session 1923, to reduce taxes five cents on the one hundred dollars assessed valuation of property in North



Carolina by prohibiting the County Commissioners of the various counties from levying and collecting annually a tax to not exceed five cents on the hundred dollars of valuation in addition to the fifteen cent rate allowed by the Constitution of the State of North Carolina for general county; is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Moss, S. B. 32, A bill to be entitled An act relating to appeals in criminal actions, is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Upchurch the House adjourns and will meet tomorrow at 11 o'clock a. m.

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## TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
Friday, January 30, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. North of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. Bernard, former member of the House.

Leave of absence is granted to the following members until Monday night: Messrs. Allen, Moye, Ervin, Crouse, Groves, Edwards, James, Davis of Hyde, Thompson, White of Robeson, Ruffin, Graham, Huffman, Uzzell, Norman, Jolly, Reed, Young of Harnett, McEachern, Cherry, Gwyn, Lyon, Ward, Greer, Gay, Newman, Doshier, Long of Alamance, Turner of Guilford. Mr. McBee is granted a leave until February 9, 1931.

## PETITIONS AND MEMORIALS

Petitions are presented by Mr. Pinnix, and referred to the Committee on Reorganization of State Government.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thomas: H. B. 258, A bill to be entitled An act to authorize boards of commissioners to establish county courts with criminal jurisdiction.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Gwaltney: H. B. 259, A bill to be entitled An act to authorize Alexander County to issue bonds of the County in an aggregate amount of not exceeding ninety-five thousand dollars for the purpose of funding valid indebtedness of the County.

Referred to the Committee on Finance.

By Mr. White of Robeson: H. B. 260, A bill to be entitled An act to provide for investment of the sinking funds of Robeson County.

Referred to the Committee on Finance.

By Mr. Moyer: H. B. 261, A bill to be entitled An act to amend Chapter 694, Public-Local Laws of 1927, relative to issuing bonds of Greene County without the approval of the qualified voters of said County.

Referred to the Committee on Finance.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Ewing, for the Committee on Election Laws.

H. B. 106, A bill to be entitled An act to repeal the Absentee Ballot Law for Buncombe County.

And

H. B. 58, A bill to be entitled An act to amend Section 6054, Volume Three of the Consolidated Statutes placing Davidson County under the State-wide Primary Law.

With favorable reports.

And

H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Volume 2, Consolidated Statutes of North Carolina so as to place Davie County under the provisions of the State Primary Law for the purpose of nominating candidates of each and every political party for the several county offices in Davie County.

With a favorable report as amended.

By Mr. Brooks, for the Committee on Courts and Judicial Districts:

H. B. 108, A bill to be entitled An act relative to the salaries of the recorder, Prosecuting Attorney and Clerk of the Recorder's Court of the City of Monroe.

And

H. B. 153, A bill to be entitled An act to amend Chapter 96 of the Private Laws of 1913 of North Carolina, relating to the Charter of the City of Gastonia, creating and establishing a Municipal Court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said Court.

And

S. B. 44, A bill to be entitled An act to extend the provisions of Chapter 216 Public Laws 1923 by Chapter 85 of the Public Laws, extra Session 1924, to the counties in the Sixteenth (16th) Judicial District.

With favorable reports.

And

H. B. 245, A bill to be entitled An act to regulate the issuance of criminal and civil processes out of the Justice of the Peace Courts.

With a recommendation that the bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

And

H. B. 205, A bill to be entitled An act to enable the Commissioners of Jackson County to regulate the Recorder's Court of the County or to abolish it at their discretion.

With a favorable report.

On motion of Mr. Cox of Jackson the rules are suspended.



Passes its second and third readings, and is ordered sent to the Senate.

And

H. B. 40, A bill to be entitled An act regulating the time of convening the Superior Courts in Brunswick County.

With unfavorable report as to the bill, favorable as to Committee Substitute bill.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 165, A bill to be entitled An act to re-establish the office of Treasurer in Mitchell County and also relating to the salaries of Clerk and Sheriff in said County.

And

H. B. 257, A bill to be entitled An act to repeal Chapter 386 Public-Local Laws, 1925, relating to rural police for Bladen County.

With favorable reports.

And

H. B. 236, A bill to be entitled An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

With a favorable report as amended.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees:

H. B. 253, A bill to be entitled An act regulating the salaries of the Clerk of the Superior Court and Register of Hyde County.

And

H. B. 183, A bill to be entitled An act in relation to the salary of the Sheriff of Camden County.

And

H. B. 240, A bill to be entitled An act to authorize payment of salaries and expenses of Farm Demonstration Agent and Home Demonstration Agent of Rockingham County.

With favorable reports.

And

H. B. 158, A bill to be entitled An act to amend Article Seven of Chapter Seventy-one, Sections Three Thousand Nine Hundred and Three, Three Thousand Nine Hundred and Six and Three Thousand Nine Hundred and Eight, Consolidated Statutes of North Carolina.

With a favorable report.

On motion of Mr. Gay the rules are suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Spence, for the Committee on Finance:

H. B. 31, A bill to be entitled An act to repeal Chapter Four Hundred and Seven, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, prescribing a discount and penalty in the payment and collection of taxes in Hertford County.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed Bills, and find them properly engrossed, as follows: And they are sent to the Senate.

H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.

H. B. 87, A bill to be entitled An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof or of any foreign country whenever the same shall be material.

H. B. 173, A bill to be entitled An act to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Substitute for S. B. 58, A bill to be entitled An act to validate the acts of J. F. Barwick, Justice of the Peace for Ayden Township, Pitt County.

Referred to the Committee on Judiciary No. 2.

S. B. 72, A bill to be entitled An act to amend Chapter 498 Public-Local Laws 1923, so as to change the compensation of the Sheriff of Brunswick County, and to create office of tax collector, and provide for security to be furnished by fiscal agent of said County.

Referred to the Committee on Finance.

S. B. 82, A bill to be entitled An act to provide for the appointment of the School Committee for Green Creek School District in Green Creek Township, Polk County.

Referred to the Committee on Education.

S. B. 101, A bill to be entitled An act to allow the County of Buncombe to aid in the re-opening of certain banks.

Referred to the Committee on Banks and Banking.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brown, Burgin, Butler, Cherry, Cloud, Cox of Anson, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gattling, Gattis, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, Jeffress, Johnson of Ashe, Johnson of Caswell, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Loven, Lumpkin, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reading, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Young of Harnett—95.



Those voting in the negative are: None.

H. B. 221, A bill to be entitled An act to amend Section One Thousand Six Hundred and Eighty-four (a), Volume Three of the Consolidated Statutes, placing Haywood County under the State-wide dog law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 229, A bill to be entitled An act to regulate the registration of plats in Gaston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 234, A bill to be entitled An act to amend Chapter Seventy-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, pertaining to special sinking fund of Henderson County provided for there-under.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 57, A bill to be entitled An act prohibiting the setting of steel traps in Duplin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 207, A bill to be entitled An act to license dog kennels in Durham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 219, A bill to be entitled An act to validate the acts of J. D. Bardin, a former Clerk of the Superior Court of Wilson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 244, A bill to be entitled An act to establish Washington electric service district.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 201, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales.

Passes its third reading, and is ordered sent to the Senate without Engrossment.

H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

Passes its second reading, and remains on the Calendar.

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of One Thousand Nine Hundred and Twenty-nine, with respect to open season for squirrels and raccoons.

The bill is amended, and remains on the Calendar.

H. B. 182, A bill to be entitled An act to amend Chapter 333 Public Laws of North Carolina, 1929, relating to fur-bearing industry and to raise revenue therefor.

As amended, passes its second reading, and remains on the Calendar.

H. B. 8, A bill to be entitled An act to abolish the office of tax collector of Robeson County and to repeal Chapter 465 Public-Local Laws of 1927, and Chapter 47 Public-Local Laws of 1929.

For concurrence in the Senate amendment.

House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 198, A bill to be entitled An act to amend Chapter Two Hundred and Thirty-nine, Public Laws of One Thousand Nine Hundred and Twenty-five, prohibiting the use of publicly owned automobiles for private purposes, so as to be applicable to cities.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 120, An act to decrease the members of the Board of County Commissioners of Haywood County from five to three.

S. R. 54, A Joint Resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.

S. R. 55, A Joint Resolution requesting Congress to pass An act authorizing the immediate payment to veterans of the World War the face value of their adjusted-service certificates.

H. B. 107, An Act to amend Chapter One Hundred and Ninety-one, Private Laws of One Thousand Nine Hundred and Twenty-seven, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.

H. B. 121, An Act to amend Chapter One Hundred Fifty-one of the Public-Local Laws of One Thousand Nine Hundred Twenty-one and to fix the salaries of the members of the Board of County Commissioners and the members of the Board of Education of Madison County.

H. B. 130, An Act to validate the official act of D. W. Julian, a Justice of the Peace of Rowan County.

H. B. 166, An Act to fix the salaries of the Judge, Clerk and Solicitor of the Recorder's Court of Caswell County, North Carolina.

H. B. 131, An Act providing for a peace officers relief fund for the City of Salisbury and Rowan County.

H. B. 30, An Act to make effective the Constitutional provision for State maintenance of the six months' school term.

On motion of Mr. Sutton the House adjourns, and will meet tomorrow at 10 o'clock a. m.

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#### TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES,  
Saturday, January 31, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. J. R. Walker, of Raleigh.



Mr. Scarborough, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor.

With a favorable report.

And

H. B. 56, A bill to be entitled An act to make it unlawful to operate a filling station, store, shop, cafe or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday.

With an unfavorable report as to Bill, favorable as to Substitute Bill.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 203, A bill to be entitled An act to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general county fund.

With a favorable report.

And

H. B. 155, A bill to be entitled An act to vacate and close Hayward Street, Cherry Street and that portion of Poplar Street lying south of Mc-Iver Street in the Town of Angier, North Carolina.

With a favorable report.

On motion of Mr. Young of Harnett, the rules are suspended.

The bill passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Cherry, for the Committee on Banks and Banking.

S. B. 101, A bill to be entitled An act to allow the County of Buncombe to aid in the reopening of certain banks.

With a favorable report as amended.

On motion of Mr. Howell, the rules are suspended.

The amendment is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House Amendment.

And

H. B. 33, A bill to be entitled An act relating to loans and discounts of State banks and limiting liabilities of officers, directors and employers thereof.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Jeffress and Young of Durham: H. B. 262, A bill to be entitled An act to call a convention of the people of North Carolina.

Referred to the Committee on Reorganization of State Government.

By Mr. Higgs: H. B. 263, A bill to be entitled An act to authorize the Town of Waynesville to issue bonds not to exceed \$100,000 for the purpose of paying valid indebtedness heretofore incurred for necessary expenses.

Referred to the Committee on Finance.

And

H. B. 264, A bill to be entitled An act to authorize the Town of Hazelwood in Haywood County to issue bonds not to exceed \$20,000 for the purpose of paying valid debts heretofore incurred for necessary expenses.

Referred to the Committee on Finance.

By Mr. Gwaltney, by request: H. B. 265, A bill to be entitled An act to amend Chapter 63, Public Laws of 1921, with reference to granting divorces on the ground of separation.

Referred to the Committee on Judiciary No. 2.

By Mr. Turner of Iredell: H. B. 266, A bill to be entitled An act to place Mrs. W. C. Patterson, of Iredell County, in Class "A" of the Confederate Pension List.

Referred to the Committee on Pensions.

By Mr. Braddy: H. B. 267, A bill to be entitled An act to repeal Chapter 538 Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties insofar as the same applies to Bladen County.

Referred to the Committee on Finance.

By Mr. McDevitt: H. B. 268, A bill to be entitled An act to create a County sinking fund Commission for Madison County and provide the duties thereof.

Referred to the Committee on Judiciary No. 2.

And

H. B. 269, A bill to be entitled An act to repeal Chapter 114 of the Public Local Laws of 1927 relating to shipping veal calves.

Referred to the Committee on Judiciary No. 2.

And

H. B. 270, A bill to be entitled An act to repeal Chapter 363 of the Public-Local Laws of 1927 relating to the preparation of the tax books.

Referred to the Committee on Judiciary No. 2.

And

H. B. 271, A bill to be entitled An act to repeal Chapter 321 of the Public-Local Laws of 1927 relating to a budget system.

Referred to the Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 59, A bill to be entitled An act to amend Section 4200, 4204, 4233, and 4238, Consolidated Statutes providing for life imprisonment in capital felonies when mercy is recommended in verdict of the Jury.

Referred to the Committee on Judiciary No. 1.

S. B. 78, A bill to be entitled An act to amend Chapter 93, of the Public Laws of 1921, as amended by Chapter 71 of Public Laws of 1929, relating to the payment of money into the office of the Clerk of Superior Court of persons dying intestate.

Referred to the Committee on Judiciary No. 1.



S. B. 80, A bill to be entitled An act to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354, of the Consolidated Statutes, in reference to landlords and tenants.

Referred to the Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 31, A bill to be entitled An act to repeal Chapter Four Hundred and Seven, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, prescribing a discount and penalty in the payment and collection of taxes in Hertford County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 40, A bill to be entitled An act to repeal Chapter 40 of the Public Laws of 1911 relative to the time of convening the Superior Court of Brunswick County.

Substitute bill adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 108, A bill to be entitled An act relative to the salaries of the Recorder, Prosecuting Attorney and Clerk of the Recorder's Court of the City of Monroe.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 153, A bill to be entitled An act to amend Chapter Ninety-six of the Private Laws of One Thousand Nine Hundred and Thirteen of North Carolina, relating to the Charter of the City of Gastonia, creating and establishing a Municipal Court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said Court.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 165, A bill to be entitled An act to re-establish the office of Treasurer in Mitchell County and also relating to the salaries of Clerk and Sheriff in said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 183, A bill to be entitled An act in relation to the salary of the Sheriff of Camden County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 236, A bill to be entitled An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 240, A bill to be entitled An act to authorize payment of salaries and expenses of Farm Demonstration Agent and Home Demonstration Agent of Rockingham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 253, A bill to be entitled An act regulating the salaries of the Clerk of the Superior Court and Register of Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 257, A bill to be entitled An act to repeal Chapter 386 Public-Local Laws, 1925, relating to rural police for Bladen County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Howell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 158, An act to amend Article Seven of Chapter Seventy-one, Section Three Thousand Nine Hundred and Three, Three Thousand Nine Hundred and Six and Three Thousand Nine Hundred and Eight, Consolidated Statutes of North Carolina, relative to fees for recording papers in Northampton County.

H. B. 13, An Act to amend Section Four Thousand Two Hundred and Thirty-one of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

On motion of Mr. Upchurch the House adjourns and will meet Monday night at 8 o'clock.

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#### TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES,  
Monday night, February 2, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. T. P. Griffin of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

#### PETITIONS AND MEMORIALS

Petitions and memorials are presented and referred to the Committee on Finance.

#### MESSAGE FROM THE GOVERNOR

A message is received from His Excellency, Governor Gardner, which reads as follows:

#### SPECIAL MESSAGE OF GOVERNOR O. MAX GARDNER TO THE GENERAL ASSEMBLY

Friday, January 30, 1931.

*To the General Assembly:*

The letter from the Honorable A. J. Maxwell, Commissioner of Revenue, included herein, contains information of such prime importance to the mem-



bership of the General Assembly that I wish to call it to your especial attention at this time.

The Commissioner shows that the Department of Revenue has collected during the past year and a half a total of \$725,668 back taxes on incomes, and that it has assessed and now pending for collection \$311,246 additional. It is evident that the total collections of back income taxes in this biennium as the outcome of special audits of the businesses of individuals and corporations will exceed \$1,000,000.

In this period of economic depression when the normal income tax payments and other tax payments have naturally fallen off in very considerable amounts, and when appropriations have necessarily had to be cut accordingly, the situation has been partially saved by these additional collections of back taxes. Their influence on the period which we are now entering will be of substantial effect when the slump in normal collections is bound to be even larger than it was in the present year—the Budget Bureau estimates normal income tax collections for next year at \$1,070,000 less than for the past year.

I personally take great pride in Mr. Maxwell's masterly accomplishment and herewith submit his letter for your information and consideration:  
Dear Governor Gardner:

Replying to your request for a statement of the additional income taxes assessed and collected by the Department of Revenue, I beg to advise that since July 1, 1930, we have collected additional back tax assessments on incomes in the amount of \$465,536.76, and that there remains on our books at this time additional assessments of back income taxes made but not finally adjusted and collected in the amount of \$321,333.13.

This sum of \$465,536.76 of additional income taxes collected since July 1, 1930, represents our collection of back taxes on returns filed for the years 1927, 1928, and 1929. This total was divided as follows: \$57,661.86 represented collections from additional assessments on personal returns, \$96,627.94 on domestic corporation returns, and \$311,246.98 on foreign corporations doing business in this State. We are diligently checking all returns for the past three years and have left no stone unturned to secure every available dollar which had been escaping its tax liability. With the \$260,131 collected in the last fiscal year ending last June 30, the \$465,536 collected so far in this fiscal year, the \$311,246 additional assessments now pending for collection, and our audits not yet complete, it is apparent that our collections of additional assessments of income for previous years will in this biennium exceed a million dollars.

These additional assessments and collections of back income taxes have enabled the Department to maintain the total of income taxes collected within this fiscal year in excess of collections for the same period during the past fiscal year.

These collections are the result of the work of the additional auditors which were employed in the Income Tax Division for the purpose of bringing the audit of income tax returns up to date. Our audit and analysis of income tax returns of foreign corporations has also developed a better understanding of this problem, and has resulted in proposed changes in the income and franchise tax sections of the revenue law, with respect to rules of allocation of the proportion of capital and income of such foreign corporations taxable in this State, on classifications adapted to the nature of

the business, that will yield additional revenue from these sources in future years in excess of a million dollars per year, and that will more nearly equalize the tax burden as between domestic and foreign corporations. These additional collections and changes in the revenue law have been taken into account in the budget estimate.

May I take this occasion to thank you for your authorization of the additional auditors for the Income Tax Division and for your personal assistance in effecting the arrangement made with the Federal Government by which this State is enabled to check the income tax returns of corporations made to the State with the returns made to the Federal Government and by which the names and addresses of individuals in this State making returns to the Federal Government are made available to this Department.

With best regards, I am

Very truly yours,

(Signed) A. J. MAXWELL,  
*Commissioner.*

Respectfully submitted.

O. MAX GARDNER,  
*Governor and Director of the Budget.*

#### ENGROSSED BILLS

Mr. Sam Black, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly engrossed, as follows, and they are sent to the Senate:

H. B. 198, A bill to be entitled An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly-owned automobiles for private purposes, so as to be applicable to cities.

H. B. 236, A bill to be entitled An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cox of Jackson: H. R. 272, A Joint Resolution of the General Assembly with respect to continued illness of Representative elect John H. Dillard.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Spence: H. B. 273, A bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as, "The North Carolina Workmen's Compensation Act," so as to exclude the counties of the State from all its provisions and to permit employers and employees to waive its provisions when not more than twenty-five employees are regularly employed in the same business or establishment.

Referred to the Committee on Insurance.

By Mr. Harris: H. B. 274, A bill to be entitled An act to amend Section 2563 of the Consolidated Statutes relating to monopolies and trusts.



Referred to the Committee on Judiciary No. 1.

By Mr. Moye: H. B. 275, A bill to be entitled An act to authorize and empower the Board of Commissioners of Greene County to levy a special tax.

Referred to the Committee on Finance.

And

H. B. 276, A bill to be entitled An act validating certain refunding bonds of Greene County.

Referred to the Committee on Finance.

By Mr. Brooks: H. B. 277, A bill to be entitled An act to amend Section 6360 of the Consolidated Statutes relating to deposits by assessment insurance companies.

Referred to the Committee on Insurance.

And

H. B. 278, A bill to be entitled An act to amend Section 6442 of the Consolidated Statutes of 1919, and to require casualty and surety insurance companies to make deposits.

Referred to the Committee on Insurance.

And

H. B. 279, A bill to be entitled An act to amend Chapter 13 of the Public Laws of 1927 relating to non-medical insurance.

Referred to the Committee on Insurance.

And

H. B. 280, A bill to be entitled An act to amend Section One Thousand Six Hundred and Fifty-nine, of the Consolidated Statutes, allowing absolute divorce for three years separation of husband and wife where there are no children.

Referred to Committee on Judiciary No. 1.

By Mr. Helms: H. B. 281, A bill to be entitled An act to provide a method whereby an election may be held upon consolidation of school districts in Union County.

Referred to the Committee on Education.

By Messrs. Huffman and Uzzell: H. B. 282, A bill to be entitled An act to amend Section 3903 of the Consolidated Statutes and to provide a schedule of fees to be collected by the clerks of the courts in the various counties of the State.

Referred to the Committee on Salaries and Fees.

By Mr. Neal: H. B. 283, A bill to be entitled An act to repeal Sections 6018 to 6055 inclusive of the Consolidated Statutes, relating to the State-wide Primary Law.

Referred to the Committee on Election Laws.

By Mr. Butler: H. B. 284, A bill to be entitled An act to repeal the Absentee Ballot Law for Sampson County.

Referred to the Committee on Election Laws.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 56, A bill to be entitled An act to make it unlawful to operate a filling station, store, shop, cafe, or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday.

Substitute Bill adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 203, A bill to be entitled An act to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general county fund.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

Passes its third reading and is ordered sent to the Senate without Engrossment.

H. B. 182, A bill to be entitled An act to amend Chapter 333 Public Laws of North Carolina 1929, relating to fur-bearing industry and to raise revenue therefor.

On motion of Mr. Moss the bill is recommitted to the Committee on Finance.

H. B. 58, A bill to be entitled An act to amend Section 6054, Volume Three of the Consolidated Statutes placing Davidson County under the State-wide Primary Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 148, A bill to be entitled An act to amend Chapter One Hundred Nineteen Public Laws of One Thousand Nine Hundred Twenty-nine relating to State Barbers' License Law.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of One Thousand Nine Hundred and Twenty-nine with respect to open season for squirrels and raccoons.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Volume 2, Consolidated Statutes of North Carolina so as to place Davie County under the provisions of the State Primary Law, for the purpose of nominating candidates of each and every political party for the several county offices in Davie County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 106, A bill to be entitled An act to repeal the Absentee Ballot Law for Buncombe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



S. B. 44, A bill to be entitled An act to extend the provisions of Chapter 216, Public Laws 1923, by Chapter 85 of the Public Laws Extra Session 1924 to the counties in the Sixteenth (16th) Judicial District relative to county courts.

Passes its second reading, and remains on the Calendar.

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929 Henderson County Road Law.

As amended, passes its third reading by the following vote and ordered Engrossed and sent to Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johntson of Ashe, Johnston of Caswell, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moyer, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Wodall, Woodard, and Young of Harnett—107.

Those voting in the negative are: None.

On motion of Mr. Cox of Forsyth, the House adjourns in honor to the memory of the late Bishop Edward Rondthaler, and will meet tomorrow at 11 o'clock A. M.





## TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, February 3, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rabbi Isador Printz of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. W. S. Coulter, former member of the House.

## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows, and they are sent to the Senate:

H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Volume 2, Consolidated Statutes of North Carolina so as to place Davie and Mitchell Counties under the provisions of the State Primary Law, for the purpose of nominating candidates of each and every political party for the several county offices in Davie and Mitchell Counties.

H. B. 148, A bill to be entitled An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to State Barbers License Law.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Scarborough: H. B. 285, A bill to be entitled An act to regulate the listing of real estate for taxes and to provide for the collection thereof.

Referred to the Committee on Finance.

By Mr. Ewbank: H. B. 286, A bill to be entitled An act to give purchasers of property, mortgagees and trustees the right to pay taxes and discharge liens against the same.

Referred to the Committee on Finance.

By Messrs. Crudup and Connor: H. B. 287, A bill to be entitled An act to amend Section Five Thousand and Thirty-three of the Consolidated Statutes of North Carolina, as amended by Chapter Two Hundred and Fifty-one Public Laws of One Thousand Nine Hundred Twenty-seven, relating to employment of children under sixteen years of age.

Referred to the Committee on Public Welfare.

By Mr. Ewing: H. B. 288, A bill to be entitled An act to require the Sheriff of Cumberland County and the tax collectors of all municipalities in said County, to accept partial payments on taxes.

Referred to the Committee on Finance.

By Mr. Seawell: H. B. 289, A bill to be entitled An act to create the office of commissioner of banks and to provide for maintenance of the banking department.

Referred to the Committee on Reorganization of State Government.

By Mr. McDevitt: H. B. 290, A bill to be entitled An act to increase the duties of the Board of Education in Madison County.

Referred to the Committee on Education.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Senate Substitute for H. B. 47, A bill to be entitled An act to amend Chapter 202, Public-Local Laws 1929, entitled "An Act to create a Jury Commission for the County of Jackson."

For adoption of the Senate Substitute.

On motion of Mr. Cox of Jackson the substitute bill is adopted.

Passes its second and third readings and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 65, A bill to be entitled An act to amend Section 2621 (14) Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

Referred to the Committee on Public Roads.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 82, An Act to abolish the Montgomery County Highway Trustees and to transfer their duties to the Board of County Commissioners.

S. B. 101, An Act to allow the County of Buncombe to aid in the reopening of certain banks.

On motion of Mr. Howell, H. B. 8, A bill to be entitled An act to abolish the office of tax collector of Robeson County and to repeal Chapter 465 Public-Local Laws of 1927, and Chapter 47 Public-Local Laws of 1929, is recalled from the Enrolling office, and on motion of the same gentleman, the vote by which the House concurred in the Senate amendment is reconsidered. On motion of Mr. White of Robeson the bill is recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Moss, H. B. 189, A bill to be entitled An act to amend Chapter Two Hundred and Seventy-three of the Public Laws of the Session of One Thousand Nine Hundred and Twenty-nine, relating to the punishment of makers of worthless checks, is taken from the unfavorable Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Moss, H. B. 190, A bill to be entitled An act to prohibit public drunkenness in Avery County, North Carolina, is taken from the



unfavorable Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Hood the House adjourns, and will meet tomorrow at 12 o'clock noon.

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## TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, February 4, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. E. Gibson Davis of Raleigh.

Mr. Gattis, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Pruden, Hargett, and Whitaker, former members of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 78, A bill to be entitled An act to amend Chapter 93 of the Public Laws of 1921 as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the Clerk of the Superior Court of persons dying intestate.

And

S. B. 80, A bill to be entitled An act to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants.

And

S. B. 32, A bill to be entitled An act relating to appeals in criminal actions.

And

H. B. 190, A bill to be entitled An act to prohibit public drunkenness in Avery County, North Carolina.

With favorable reports.

And

H. B. 104, A bill to be entitled An act to provide law libraries established under authority of the General Assembly with North Carolina reports and public laws.

With an unfavorable report.

And

H. B. 75, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter Sixteen, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 280, A bill to be entitled An act to amend Section One Thousand Six Hundred and Fifty-nine, of the Consolidated Statutes allowing absolute divorce for three years separation of the husband and wife where there are no children.

With an unfavorable report as to bill, favorable as to Committee substitute.

On motion of Mr. Moss the bill is ordered recommitted to the Committee on Judiciary No. 1.

And

H. B. 168, A bill to be entitled An act to repeal Chapter 7 of the Public Laws of North Carolina, Session 1923, to reduce taxes five cents on the one hundred dollars assessed valuation of property in North Carolina, by prohibiting the County Commissioners of the various counties from levying and collecting annually a tax to not exceed five cents on a hundred dollars of valuation in addition to the fifteen cent rate allowed by the Constitution of the State of North Carolina for general county.

The Committee on Judiciary No. 1 recommend that the bill be recommitted to the Committee on Finance.

It is so ordered.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 204, A bill to be entitled An act to amend Section 4996 of the Consolidated Statutes of North Carolina, regulating the practice of architecture.

And

H. B. 265, A bill to be entitled An act to amend Chapter 63, Public Laws of 1921, with reference to granting divorces on the ground of separation.

And

H. B. 271, A bill to be entitled An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system.

And

H. B. 270, A bill to be entitled An act to repeal Chapter 363 of the Public-Local Laws of 1927, relating to the preparation of the tax books.

And

H. B. 269, A bill to be entitled An act to repeal Chapter 114 of the Public-Local Laws of 1927, relating to shipping of veal calves.

And

H. B. 74, A bill to be entitled An act to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as "Book-debt" Statutes, and to substitute in lieu thereof a new statute.

And

Substitute for S. B. 58, A bill to be entitled An act to validate the acts of J. F. Barwick, Justice of the Peace for Ayden Township, Pitt County.

With favorable reports.

And

H. B. 160, A bill to be entitled An act to amend Section 730 of the Consolidated Statutes, permitting Deputy Sheriffs to lay off homesteads.

With a favorable report, as amended.

And

H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina to be made payable to order.



With an unfavorable report as to bill, favorable as to substitute.

By Mr. Spence, for the Committee on Finance.

H. B. 119, A bill to be entitled An act to amend Chapter 212, Public-Local Laws of 1929, creating the office of tax collector of Haywood County.  
And

H. B. 197, A bill to be entitled An act to prevent losses to general municipal taxpayers in Catawba County.

With favorable reports.

By Mr. MacLean, for the Committee on Education.

H. B. 281, A bill to be entitled An act to provide a method whereby an election may be held upon consolidation of school districts in Union County.

And

H. B. 114, a bill to be entitled An act to amend Chapter 131, Public Laws of 1927, relating to membership on boards of school districts created by said Act.

And

S. B. 82, A bill to be entitled An act to provide for the appointment of the School Committee for Green Creek School district in Green Creek Township, Polk County.

With favorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 111, A bill to be entitled An act to repeal Chapter 196, Public-Local Laws of 1921 and all amendments thereto, providing for rural policemen for Rutherford County.

H. B. 231, A bill to be entitled An act to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath day.

With favorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance:

H. B. 277, A bill to be entitled An act to amend Section 6360 of the Consolidated Statutes relating to deposits by assessment insurance companies.

With a favorable report.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees:

H. B. 248, A bill to be entitled An act to place the Register of Deeds, Clerk of the Superior Court and Sheriff of Madison County on fees.

And

H. B. 251, A bill to be entitled An act to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

With favorable reports.

By Mr. Seawell, for the Committee on Propositions and Grievances:

H. B. 37, A bill to be entitled An act to repeal Chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

And

H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort feisor.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Moss: H. B. 291, A bill to be entitled An act to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

Referred to the Committee on Judiciary No. 1.

And

H. B. 292, A bill to be entitled An act to authorize the State Treasurer to pay Confederate Pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased, Confederate Pensioner.

Referred to the Committee on Pensions.

By Mr. Ervin: H. B. 293, A bill to be entitled An act to amend and extend the Charter of Grace Hospital, Incorporated.

Referred to the Committee on Judiciary No. 2.

By Mr. Johnson of Halifax: H. B. 294, A bill to be entitled An act to amend Section 6773, Volume II, of the Consolidated Statutes, relating to annual fees to be paid by Chiropodists to the State Board of Chiropody Examiners.

Referred to the Committee on Judiciary No. 1.

By Mr. Sigmon: H. B. 295, A bill to be entitled An act to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929.

Referred to the Committee on Agriculture.

By Mr. Norman: H. B. 296, A bill to be entitled An act to empower the Sheriffs of Washington and Hyde Counties, to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

Referred to the Committee on Judiciary No. 1.

By Mr. Moye: H. B. 297, A bill to be entitled An act to place Mrs. Elvine Hill of Greene County on the pension list.

Referred to the Committee on Pensions.

By Messrs. Huffman and Uzzell: H. B. 298, A bill to be entitled An act to amend Section 3, of Chapter 515, Public-Local Laws of 1919, relating to fees of certain officers and court officials in Rowan County.

Referred to the Committee on Salaries and Fees.

By Mr. Flanagan: H. B. 299, A bill to be entitled An act to amend Chapter 272 of the Public Laws of 1929, relative to the fees of duplicate certificates of title.

Referred to the Committee on Judiciary No. 1.

By Mr. Etheridge: H. B. 300, A bill to be entitled An act to authorize the issue of warrants by certain officers in Dare County.

Referred to the Committee on Counties, Cities and Towns.



And

H. B. 301, A bill to be entitled An act providing for investigation of the coasts, ports, and waterways of North Carolina.

Referred to the Committee on Propositions and Grievances.

And

H. B. 302, A bill to be entitled An act to incorporate the town of Hatteras in Dare County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Johnson of Pender, by request: H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

Referred to the Committee on Judiciary No. 1.

By Mr. Gwaltney: H. B. 304, A bill to be entitled An act to authorize the Town of Taylorsville in the County of Alexander to issue bonds of the Town in an aggregate amount of not exceeding sixty thousand dollars for the purpose of funding and refunding valid indebtedness of the Town and to validate outstanding indebtedness of said Town.

Referred to the Committee on Finance.

By Messrs. Davis of Hyde, McGougan, and Braddy: H. R. 305, A resolution to investigate the marketing of poultry by the decision of markets, the Carolina Poultry Mutual Exchange Incorporated, and the Extension Service.

Referred to the Committee on Agriculture.

By Mr. Newman: H. B. 306, A bill to be entitled An act to prevent the employment of female persons under 18 years of age in mills, factories, canneries, workshops, or manufacturing establishments at night.

Referred to the Committee on Manufacturing and Labor.

By Mr. Garibaldi: H. B. 307, A bill to be entitled An act to amend Chapter 489, Public-Local Laws, 1929, amending Chapter 241, Public-Local Laws, 1927, relating to the Real Estate Commission.

Referred to the Committee on Judiciary No. 2.

By Mr. Jeffress: H. B. 308, A bill to be entitled An act to provide for completion of the United States triangulation and level network for North Carolina.

Referred to the Committee on Conservation and Development.

By Mr. Gattis: H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Fulghum: H. B. 310, A bill to be entitled An act to amend Chapter 186, Private Laws of 1911, relating to the Charter of the Town of Selma, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. James: H. B. 311, A bill to be entitled An act for the relief of residents of Elizabeth City against whom sewage construction cost was levied.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 312, A bill to be entitled An act to enable the County of Pasquotank to sell certain securities held by it in lieu of bond of the Savings Bank and Trust Company.

Referred to the Committee on Finance.

By Mr. Neal: H. B. 313, A bill to be entitled An act to amend Section 1389 of the Consolidated Statutes of North Carolina in regard to conferring upon Boards of County Commissioners the power to abolish the office of County Treasurer, and to make other provisions in regard to the handling of county funds.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Coffield and Burgin: H. B. 314, A bill to be entitled An act to require the Auditor or County Accountant of Rutherford and Davidson Counties to enter Deeds on Tax Assessor's record.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Leake: H. B. 315, A bill to be entitled An act to amend Chapter 469, of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.

Referred to the Committee on Game.

By Mr. Gill, by request: H. B. 316, A bill to be entitled An act to abolish the rule in Shelly's case.

Referred to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 66, A bill to be entitled An act to amend the Motor Vehicle Act in reference to lights carried by trucks and trailers.

Referred to the Committee on Public Roads.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 44, A bill to be entitled An act to extend the provisions of Chapter 216, Public Laws of 1923, by Chapter 85 of the Public Laws, Extra Session, 1924, to the Counties in the Sixteenth (16th) Judicial District, relative to County Courts.

As amended, passes its third reading, and is ordered sent to the Senate for concurrence in the House amendment.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 36, A Joint Resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

H. B. 117, An Act to amend Chapter 335 of the Public-Local Laws of 1927, insofar as its affects the County of Macon.

H. R. 272, A Joint Resolution of the General Assembly. With respect to continued illness of Representative-elect John H. Dillard.

On motion of Mr. Lumpkin: H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of 1929, with respect to open season for squirrels and raccoons; is recalled from the Engrossing office and placed on the Calendar for further consideration by the House.



On motion of Mr. Johnson of Halifax: H. B. 265, A bill to be entitled An act to amend Chapter 63, Public Laws of 1921, with reference to granting divorces on the ground of separation, is taken from the Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Pitts, the House adjourns, and will meet tomorrow at 12 o'clock, noon.

## TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES.

Thursday, February 5, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. H. A. Cox of Raleigh.

Mr. Gay, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Wells, Cobb, Harris, Lane, McClammy, and Darden, former members of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 300, A bill to be entitled An act to authorize the issue of warrants by certain officers in Dare County.

And

H. B. 314, A bill to be entitled An act to require the Auditor or County Accountant of Rutherford and Davidson Counties to enter Deeds on Tax Assessor's Record.

And

H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

And

H. B. 152, A bill to be entitled An act to abolish the office of County Treasurer of Hoke County.

And

H. B. 302, A bill to be entitled An act to Incorporate the Town of Hatteras in Dare County.

With favorable reports.

And

H. B. 188, A bill to be entitled An act to repeal Chapter 458, Public-Local Laws of 1929, providing for the working of prisoners of Avery County.

With a favorable report, as amended.

And

S. B. 62, A bill to be entitled An act to create in Cleveland County the office of County Auditor, and assign to that office the County Accountant, the Tax Auditor, and the County Supervisor of Taxation.

With an unfavorable report as to the bill, favorable as to Committee substitute.

And

H. B. 78, A bill to be entitled An act to require the Auditor or County Accountant of each county to enter Deeds on Tax Assessor's Record.

With an unfavorable report.

By Mr. Johnson of Currituck, for the Committee on Game:

H. B. 237, A bill to be entitled An act to amend Chapter 407, Public-Local Laws of 1911, as amended by Chapter 501, Public-Local Laws, 1929, relating to hunting foxes in Duplin and Pender Counties, so as to exclude Pender County.

And

H. B. 206, A bill to be entitled An act to protect foxes in Durham County.

And

H. B. 315, A bill to be entitled An act to amend Chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.

With favorable reports.

And

H. B. 157, A bill to be entitled An act to permit fishing with hook and line in the streams of Robeson County.

With an unfavorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 293, A bill to be entitled An act to amend and extend the Charter of Grace Hospital, Incorporated.

And

H. B. 307, A bill to be entitled An act to amend Chapter 489, Public-Local Laws, 1929, amending Chapter 241, Public-Local Laws, 1927, relating to the Real Estate Commission.

With favorable reports.

By Mr. White of Robeson, for the Committee on Agriculture:

H. R. 305, A Joint Resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service.

And

H. B. 295, A bill to be entitled An act to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929.

With favorable reports.

By Mr. McEachern, for the Committee on Pensions:

H. B. 177, A bill to be entitled An act to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, Lieutenant of Plain Clothes Squad of the City of Wilmington, and to authorize the payment thereof by the Board of Commissioners.

And

H. B. 292, A bill to be entitled An act to authorize State Treasurer to pay Confederate pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased, Confederate pensioner.

With favorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:



By Mr. Edwards: H. B. 317, A bill to be entitled An act to amend Section 10, Chapter 225, of the Private Laws of 1913, relating to the Kings Mountain graded school district.

Referred to the Committee on Education.

By Mr. Sutton: H. B. 318, A bill to be entitled An act to amend Chapter 233, Public Laws of 1925, relating to the salaries of the Solicitor and the Recorder of the Municipal County Court of Lenoir County and to amend Chapter 408 of the Public-Local Laws, 1927, relating to the terms of office of said Recorder and Solicitor.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Ewbank: H. B. 319, A bill to be entitled An act to authorize Henderson County to issue bonds of the County in an aggregate amount of not exceeding Four Hundred Thousand dollars for the purpose of funding and refunding valid indebtedness of the County.

Referred to the Committee on Finance.

By Mr. Young of Harnett: H. B. 320, A bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919, relating to disqualification of certain persons to practice law.

Referred to the Committee on Judiciary No. 1.

By Messrs. Moss, Woodard and Davis: H. B. 321, A bill to be entitled An act to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.

Referred to the Committee on Judiciary No. 2.

And

H. B. 322, A bill to be entitled An act to amend Section 8014 of the Consolidated Statutes, in reference to the manner of advertisement of tax sales.

Referred to the Committee on Finance.

By Mr. Davis of Warren: H. B. 323, A bill to be entitled An act for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of the performance of his duties as Deputy Sheriff.

Referred to the Committee on Claims.

By Mr. Jeffries: H. B. 324, A bill to be entitled An act to provide for the licensing and supervision of camps.

Referred to the Committee on Health.

By Mr. Brooks: H. B. 325, A bill to be entitled An act to make more definite the duties of justices of the peace.

Referred to the Committee on Judiciary No. 1.

By Messrs. Reed and Howell: H. B. 326, A bill to be entitled An act to authorize the Board of Commissioners of the City of Asheville to enter into a contract with the suspended Bank of West Asheville, with reference to its reopening.

Referred to the Committee on Banks and Banking.

By Mr. Flanagan: H. B. 327, A bill to be entitled An act to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the Town of Greenville, Pitt County.

Referred to the Committee on Education.

By Mr. Johnson of Ashe: H. B. 328, A bill to be entitled An act to place certain Confederate Veterans and a widow of a Confederate Veteran, all

of Ashe County, on the Pension Roll, and to change the classification of two widows now on the Pension Rolls.

Referred to the Committee on Pensions.

By Mr. Crudup: H. B. 329, A bill to be entitled An act to amend Chapter 2, of the Consolidated Statutes of 1919, relating to the adoption of minors.

Referred to the Committee on Judiciary No. 1.

By Mr. McDevitt: H. B. 330, A bill to be entitled An act to amend Chapter 132, of the Public-Local Laws of 1927, relating to the auditors' report.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McEachern: H. B. 331, A bill to be entitled An act to place Mrs. Margaret Currie Wilkes, of Hoke County, widow of John Wilkes, Confederate Veteran, on the State Pension Rolls.

Referred to the Committee on Pensions.

By Mr. Hamilton: H. B. 332, A bill to be entitled An act to regulate game blinds and water fowl hunting in the waters of Carteret County.

Referred to the Committee on Conservation and Development.

By Mr. Loven: H. B. 333, A bill to be entitled An act to regulate the office hours of the Register of Deeds of Avery County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 334, A bill to be entitled An act to amend Section 1443, of Volume III, of the Consolidated Statutes of North Carolina, relating to the courts of Avery County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Lumpkin: H. B. 335, A bill to be entitled An act governing the election of the Commissioners of Franklin County.

Referred to the Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 53, A bill to be entitled An act to make the lien provisions of Section 2435 of Consolidated Statutes of North Carolina applicable to finishers, bleachers, mercerizers and others.

Referred to the Committee on Judiciary No. 2.

S. B. 96, A bill to be entitled An act to amend Chapter 104, Public Laws of 1909, relative to Recorder's Court of the City of Reidsville, to increase the jurisdiction to extend the Court to Reidsville Township and to regulate the powers of the police and costs and fees.

Referred to the Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 160, A bill to be entitled An act to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.



H. B. 204, A bill to be entitled An act to amend Section 4996 of the Consolidated Statutes of North Carolina, regulating the practice of architecture.

As amended, the bill fails to pass its second reading.

H. B. 74, A bill to be entitled An act to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina known as "Book Debt" Statutes and to substitute in lieu thereof a new Statute.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute Bill for H. B. 75, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws of 1929, relating to reopening judicial and other sales on advanced bid.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 114, A bill to be entitled An act to amend Chapter 131, Public Laws of 1927, relating to membership on boards of school districts created by said Act.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 111, A bill to be entitled An act to repeal Chapter 196, Public-Local Laws of 1921 and all amendments thereto, providing for rural policemen for Rutherford County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 119, A bill to be entitled An act to amend Chapter 212, Public-Local Laws of 1929, creating the office of Tax Collector of Haywood County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 190, A bill to be entitled An act to prohibit public drunkenness in Avery County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of 1929 with respect to open season for squirrels and raccoons.

On motion of Mr. Lumpkin, the vote by which the bill passed its third reading is reconsidered and the bill is placed on the Calendar for further consideration.

As amended, passes third reading, and is ordered Engrossed and sent to the Senate.

Substitute bill for H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina to be made payable to order.

Substitute adopted, and on motion of Mr. MacLean the bill and substitute is recommitted to the Committee on Judiciary No. 2.

H. B. 197, A bill to be entitled An act to prevent losses to general municipal taxpayers in Catawba County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 231, A bill to be entitled An act to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath day.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 248, A bill to be entitled An act to place the Register of Deeds, Clerk of the Superior Court and Sheriff of Madison County on fees.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 251, A bill to be entitled An act to place officers of Hertford County on a salary basis and to fix the salary of each officer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 269, A bill to be entitled An act to repeal Chapter 114 of the Public-Local Laws of 1927, relating to shipping veal calves.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 270, A bill to be entitled An act to repeal Chapter 363 of the Public Local Laws of 1927 relating to the preparation of the tax books.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 271, A bill to be entitled An act to repeal Chapter 321 of the Public-Local Laws of 1927 relating to a budget system.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 281, A bill to be entitled An act to provide a method whereby an election may be held upon consolidation of school districts in Union County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 37, A bill to be entitled An act to repeal Chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.

Passes its second and third readings, and is ordered Enrolled.

Substitute Bill for S. B. 58, A bill to be entitled An act to validate the acts of J. F. Barwick, Justice of the Peace for Ayden Township, Pitt County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 82, A bill to be entitled An act to provide for the appointment of the School Committee for Green Creek School District in Green Creek Township, Polk County.

Passes its second and third readings, and is ordered Enrolled.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 32, An act relative to the compensation of the Sheriff of Graham County.

H. B. 85, An act to define an illegal punch board and an illegal slot machine and to punish the operation of the same.



H. B. 118, An act to repeal Chapter 54 of the Public-Local Laws of 1929 relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

H. B. 128, An act to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a Mayor and four Aldermen for the towns of East Spencer.

H. B. 132, An act to enlarge the powers and duties of the Constable of Elizabeth City Township, Pasquotank County, North Carolina.

H. B. 135, An act to amend Chapter 41 of the Public Local Laws of 1927 relating to the salary of the Treasurer of Transylvania County.

H. B. 149, An act to name the bridge over Roanoke River on State Highway No. 12.

H. B. 167, An act to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the Private Laws of 1921 pertaining to the Charter of the Town of Beaufort.

H. B. 174, An act to amend Section 1 of Chapter 189, Private Laws of 1925 relating to the criminal jurisdiction of the Mayor of Farmville.

H. B. 215, An act validating the official acts of J. M. Weaver, Justice of the Peace of Piney Creek Township, Alleghany County.

H. B. 219, An act to validate the acts of J. D. Barden, a former Clerk of the Superior Court of Wilson County.

H. B. 47, An act to amend Chapter 202, Public-Local Laws of 1929, An act to create a Jury Commission for the County of Jackson.

On motion of Mr. Harris the House adjourns, and will meet tomorrow at 12 o'clock, noon.

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## TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, February 6, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. J. R. Farris of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Martin, Glover, Hyatt, Carr and Phillips, former members of the House, also to the Lieutenant Governor of South Carolina, Mr. J. O. Shepard.

Leaves of absence are granted to the following members until Monday night: Messrs. Readling, Hipps, Burgin, Leake, Young of Harnett, Norman, Long of Alamance, Cranor, Cherry, Binford, Graham, McDevitt, Tatem, Greer, Woodall, Johnston of Ashe, Pitts, Pinnix, Ward, Fulghum, Ruffin and Lyon.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Jeffress, for the Committee on Reorganization of State Government:

H. B. 262, A bill to be entitled An act to call a convention of the people of North Carolina.

With an unfavorable report as to the bill, favorable as to the substitute.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 175, A bill to be entitled An act to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the Town of Farmville, North Carolina.

And

H. B. 311, A bill to be entitled An act for the relief of residents of Elizabeth City against whom sewage construction cost was levied.

And

H. B. 330, A bill to be entitled An act to amend Chapter 132, of the Public-Local Laws of 1927 relating to the Auditor's report.

And

H. B. 335, A bill to be entitled An act governing the election of the Commissioners of Franklin County.

With favorable reports.

By Mr. Spence, for the Committee on Finance:

H. B. 45, A bill to be entitled An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

And

S. B. 72, A bill to be entitled An act to amend Chapter 498 of the Public-Local Laws of 1923 so as to change the compensation of the Sheriff of Brunswick County, and to create the office of tax collector, and to provide for security to be furnished by the fiscal agent of said County.

And

H. B. 227, A bill to be entitled An act relative to the collection of street assessments in the Town of Bessemer City, North Carolina.

And

H. B. 267, A bill to be entitled An act to repeal Chapter 538, Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties, insofar as the same applies to Bladen County.

With favorable reports.

And

H. B. 182, A bill to be entitled An act to amend Chapter 333, Public Laws of North Carolina, 1929, relating to fur-bearing industry and to raise revenue therefor.

With a favorable report as amended.

And

H. B. 113, A bill to be entitled An act amending Section 121 of the Machinery and Revenue Act enacted by the General Assembly of North Carolina, Session of 1929, relating to peddlers.

And

H. B. 185, A bill to be entitled An act to exempt Montgomery County from the provisions of House Bill No. 2, ratified January 21, 1931, relating to postponement of quadrennial assessment for taxes.

With unfavorable reports.



And

H. B. 286, A bill to be entitled An act to give purchasers of property, mortgagee and trustees the right to pay taxes and discharge liens against the same.

The Committee recommends that this Bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

And

H. B. 222, A bill to be entitled An act to amend Section 7981 of the Consolidated Statutes, relating to tax paid by holder of lien.

The Committee recommends that this Bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

By Mr. Moss, for the Committee on Judiciary No. 1:

H. B. 274, A bill to be entitled An act to amend Section 2563 of the Consolidated Statutes relating to monopolies and trusts.

And

H. B. 325, A bill to be entitled An act to make more definite the duties of Justices of the Peace.

H. B. 294, A bill to be entitled An act to amend Section 6773, Volume II, of the Consolidated Statutes, relating to annual fees to be paid by Chiropodists to the State Board of Chiropody Examiners.

And

H. B. 296, A bill to be entitled An act to empower the Sheriffs of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

And

H. B. 299, A bill to be entitled An act to amend Chapter 272 of the Public Laws of 1929, relative to the fees of duplicate certificates of title. With favorable reports.

And

H. B. 291, A bill to be entitled an Act to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

With a favorable report, as amended.

And

H. B. 245, A bill to be entitled An act to regulate the issuance of criminal and civil processes out of the Justice of the Peace Courts.

And

H. B. 316, A bill to be entitled An act to abolish the rule in Shelley's case.

With unfavorable reports.

And

S. B. 59, A bill to be entitled An act to amend Section 4200, 4204, 4233 and 4238 of the Consolidated Statutes, providing for life imprisonment in capital felonies when mercy is recommended in the verdict of the jury.

Bill reported without prejudice.

By Mr. Willis, for the Committee on Public Roads:

H. B. 170, A bill to be entitled An act to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

With a favorable report.

## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and find them properly engrossed as follows. And they are sent to the Senate.

H. B. 160, A bill to be entitled An act to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

H. B. 150, A bill to be entitled An act to amend Chapter 278 of the Public Laws of 1929 with respect to open season for squirrels, raccoons and opossums.

On motion of Mr. Cherry the House takes a recess for five minutes, in order to hear an address by the Lieutenant Governor of South Carolina, Mr. J. O. Shepard.

After the address of Mr. Shepard the House resumes consideration of its business.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Harris: H. R. 336, Resolution of sympathy and respect relative to the death of Timothy Willis, father of Representative David H. Willis, of the County of Craven.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Messrs. Burton, Flanagan, Hanes of Forsyth, McEachern, Edwards, Jeffress, Spence, Doshier, Gill, Turner, Waynick, Crudup and Brooks.

H. R. 337, A resolution of the House of Representatives providing for the removal of Bascom Lamar Lunsford from office as Reading Clerk of the House of Representatives.

Mr. Bruton asks that the rules be suspended, and the resolution be placed on its immediate passage.

Upon this motion Mr. Ervin calls for the "ayes" and "noes", the call is sustained and the motion of Mr. Bruton, that the rules be suspended, and the bill be placed on its immediate passage, is lost by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brooks, Bruton, Burgin, Butler, Coffield, Cox of Jackson, Cox of Forsyth, Crudup, DeHart, Doshier, Edwards, Ewing, Gatling, Gattis, Gay, Gill, Gwaltney, Hanes of Forsyth, Harris, Holmes, Hood, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Caswell, Leake, Long of Alamance, Long of Halifax, Lyon, MacLean, Moye, McEachern, Neal, Newman, Parker, Rogers, Spence, Turner of Guilford, Upchurch, Uzzell, Waynick, Whitley, Woodard, Young of Durham, Young of Harnett—50.

Those voting in the negative are: Messrs. Braddy, Brinson, Brown, Cherry, Cloud, Connor, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Ervin, Ewbank, Fulghum, Garibaldi, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hips, Howell, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, LeGrand, Loven, Lumpkin,



Mebane, Morpew, Moss, McGougan, McRae, Norman, Pinnix, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Smith, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Ward, Willis, White of Chowan, White of Robeson, and Woodall—61.

The resolution is referred to the Committee on Rules.

By Mr. Connor: H. B. 338, A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway system and public roads of the State, and to provide for the maintenance thereof.

Referred to the Committee on Public Roads.

And

H. B. 339, A bill to be entitled An act to amend Chapter 40 of the Public Laws of 1929, relating to County aid road fund.

Referred to the Committee on Public Roads.

By Messrs. McRae, Garibaldi and Reading: H. M. 340, A bill to be entitled An act to amend Chapter 664, Public-Local Laws of 1917, and to amend Chapter 612, Public-Local Laws of 1925, with reference to rural police in Mecklenburg County so as to provide civil service rules for said police force.

Referred to the Committee on Judiciary No. 2.

By Mr. Ewing: H. B. 341, A bill to be entitled An act to amend Section 6124 of the Consolidated Statutes relating to the administration of State parks and forests by the Department of Conservation and Development.

Referred to the Committee on Conservation and Development.

By Mr. Johnson of Halifax: H. B. 342, A bill to be entitled An act requiring incorporated cities and towns to publish annually a statement of receipts and disbursements.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Hamilton: H. B. 343, A bill to be entitled An act to validate the special election of the Town of Morehead City for the sale of public utilities.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Ervin and Johnson of Pender: H. B. 344, A bill to be entitled An Act to amend Section 24, Article 4 of the Constitution of North Carolina, relative to sheriffs and coroners.

Referred to the Committee on Constitutional Amendments.

By Mr. Woodall: H. B. 345, A bill to be entitled An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County.

Referred to the Committee on Salaries and Fees.

By Mr. Rogers: H. B. 346, A bill to be entitled An act to amend the Charter of the Town of Highland, Macon County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Cranor: H. B. 347, A bill to be entitled An act to place Mrs. Florence Ferguson of Wilkes County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Garibaldi: H. B. 348, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act.

Referred to the Committee on Insurance.

By Mr. White of Chowan: H. B. 349, A bill to be entitled An act to amend Section 5445 of Chapter 95 of the Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927) as amended by authorizing the Commissioners of Chowan County to fix the amount of the bond required of the Treasurer of the school fund of said County in a sum not to exceed double the amount of the average cash balance to the credit of the school fund of said County and not less than the average cash balance to the credit of said fund as the Commissioners of said County may determine.

Referred to the Committee on Finance.

By Mr. Long of Alamance: H. B. 350, A bill to be entitled An act to authorize the Town of Mebane to issue funding, sewer and refunding bonds, and to provide for the payment thereof.

Referred to the Committee on Finance.

By Mr. Greer: H. B. 351, A bill to be entitled An act to place the name of Mrs. Leah Greene, widow of Nelson Greene, on Pension roll of Watauga County.

Referred to the Committee on Pensions.

By Mr. Ward: H. B. 352, A bill to be entitled An act exempting F. H. Coble from paying a peddler's license.

Referred to the Committee on Finance.

By Messrs. Flanagan and Holmes: H. B. 353, A bill to be entitled An act to repeal Chapter 153 of the Public Laws of 1929, and to amend Section 1443 of Volume III of the Consolidated Statutes relating to courts of Pitt County.

Referred to the Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 113, A bill to be entitled An act relating to the election of County Commissioners of Avery County.

Referred to the Committee on Counties, Cities and Towns.

H. B. 213, A bill to be entitled An act authorizing the Board of Commissioners of Dare County to appoint rural policemen of said County.

For concurrence in the Senate amendment.

On motion of Mr. Etheridge the House concurs in Senate amendment and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 32, A bill to be entitled An act relating to appeals in criminal actions.

On motion of Mr. Johnson of Halifax the bill is laid on the Table.

S. B. 78, A bill to be entitled An act to amend Chapter 93 of the Public Laws of 1921 as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the Clerk of the Superior Court of persons dying intestate.

Passes its second and third readings, and is ordered Enrolled for ratification.



S. B. 80, A bill to be entitled An act to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354 of the Consolidated Statutes in reference to landlords and tenants.

Passes its second and third readings, and is ordered Enrolled for ratification.

H. B. 152, A bill to be entitled An act to abolish the office of County Treasurer of Hoke County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 177, A bill to be entitled An act to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, Lieutenant of Plain Clothes Squad of the City of Wilmington, and to authorize the payment thereof by the Board of Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 188, A bill to be entitled An act to repeal Chapter 458, Public-Local Laws of 1929, providing for the working of prisoners of Avery County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 206, A bill to be entitled An act to protect foxes in Durham County.

Passes its second reading, and remains on the Calendar.

H. B. 237, A bill to be entitled An act to amend Chapter 407, Public Laws of 1911, as amended by Chapter 501, Public-Local Laws of 1929, relating to hunting foxes in Duplin and Pender Counties so as to exclude Pender County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 292, A bill to be entitled An act to authorize the State Treasurer to pay Confederate Pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased, Confederate Pensioner.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 277, A bill to be entitled An act to amend Section 6360 of the Consolidated Statutes relating to deposits by assessment insurance companies.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 295, A bill to be entitled An act to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and Extension Service.

Passes its second reading, and remains on the Calendar.

H. B. 293, A bill to be entitled An act to amend and extend the Charter of Grace Hospital, Incorporated.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 300, A bill to be entitled An act to authorize the issue of warrants by certain officers in Dare County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 307, A bill to be entitled An act to amend Chapter 489, Public-Local Laws, 1929, amending Chapter 241, Public-Local Laws, 1927, relating to the Real Estate Commission.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 314, A bill to be entitled An act to require the Auditor or County Accountant of Rutherford and Davidson Counties to enter deeds on tax assessor's record.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 315, A bill to be entitled An act to amend Chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for S. B. 62, A bill to be entitled An act to create in Cleveland County the office of County Auditor and assign to that office the duties now performed by the County Accountant, the Tax Auditor, and the County Supervisor of Taxation.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House substitute.

The original bill is laid on the Table.

H. B. 302, A bill to be entitled An act to incorporate the Town of Hatteras in Dare County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative—None.

H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

On motion of Mr. Gattis, the bill is recommitted to the Committee on Counties, Cities and Towns.



## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 27, An act to repeal Chapter 398, Public-Local Laws, 1929, relating to closing of service stations on Sunday in Yadkin County.

H. B. 257, An act to repeal Chapter 386, Public-Local Laws, 1925, relating to rural police for Bladen County.

H. B. 229, An act to regulate the registration of plats in Gaston County.

H. B. 181, An act authorizing the Board of Commissioners of Camden County to appoint rural policemen for said County.

S. B. 37, An act to repeal Chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.

H. B. 106, An act to repeal the Absentee Ballot Law for Buncombe County.

H. B. 58, An act to amend Section 6054, Volume III, of the Consolidated Statutes, placing Davidson County under the State-wide Primary Law.

On motion of Mr. Harris, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, February 7, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. M. Hall of Raleigh.

Mr. Thomas for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## ENGROSSED BILLS

Mr. Bender, for the Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows: And they are sent to the Senate.

H. B. 188, A bill to be entitled An act to repeal Chapter 458, Public-Local Laws of 1929, providing for the working of prisoners of Avery County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Coffield: H. B. 354, A bill to be entitled An act to authorize the Board of Commissioners of Rutherford County to relieve W. C. Hardin, former Sheriff and Tax Collector of Rutherford County, from liability for funds on deposit in Rutherford County Bank and Trust Company, at the time of the failure of said bank.

Referred to the Committee on Finance.

By Mr. Loven: H. B. 355, A bill to be entitled An act to annul the lease of school property in the Town of Linville, made by the Board of Education of Avery County to private persons.

Referred to the Committee on Education.

By Mr. Helms: H. B. 356, A bill to be entitled An act to prevent the weighing of cotton in bales within the corporate limits of the Town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville.

Referred to the Committee on Agriculture.

And

H. B. 357, A bill to be entitled An act to repeal Chapter 477 of the Public-Local Laws of 1925; designated as "An act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Killian: H. B. 358, A bill to be entitled An act to amend Section 8081, Subsection (a) of the Consolidated Statutes.

Referred to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 115, A bill to be entitled An act to amend Chapter 116, Public Laws of 1921, as amended by Chapter 262, Section 4, of Public Laws of 1925, relating to the capital stock of corporations.

Referred to the Committee on Corporations.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 45, A bill to be entitled An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

Passes its second and third reading, and is ordered sent to the Senate without Engrossment.

H. B. 170, A bill to be entitled An act to amend Chapter 141 Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 227, A bill to be entitled An act relative to the collection of street assessments in the Town of Bessemer City, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 267, A bill to be entitled An act to repeal Chapter 538, Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties, insofar as the same applies to Bladen County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 296, A bill to be entitled An act to empower the Sheriffs of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 311, A bill to be entitled An act for the relief of residents of Elizabeth City against whom sewerage construction cost was levied.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 330, A bill to be entitled An act to amend Chapter 132 of the Public-Local Laws of 1927 relating to the Auditor's report.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 335, A bill to be entitled An act governing the election of the Commissioners of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 72, A bill to be entitled An act to amend Chapter 498 of the Public-Local Laws of 1923, so as to change the compensation of the Sheriff of Brunswick County and to create the office of the Tax Collector, and to provide for security to be furnished by the fiscal agent of said County.

Passes its second and third readings, and is ordered Enrolled.

On motion of Mr. Upchurch, the House adjourns, and will meet Monday night at 8 o'clock, P. M.

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## TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Monday Night, February 9, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative Moye of Greene County.

Mr. Thomas for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the charters of other Towns within the extended limits, and for other purposes.

With a favorable report, as amended.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Johnson of Currituck, and Johnson of Halifax: H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law, in the particulars mentioned hereinafter.

Referred to the Committee on Game.

By Mr. Moss: H. B. 360, A bill to be entitled An act to amend Section 5099 (a) of the Consolidated Statutes, Volume III, entitled, "An act numbering of cotton bales by public ginneries; public gin defined."

Referred to the Committee on Judiciary No. 1.

By Mr. Pitts: H. B. 361, A bill to be entitled an act to promote economy and efficiency in the operation of the public high schools in the State of North Carolina by providing for a uniform adoption of high school textbooks.

Referred to the Committee on Education.

And

H. B. 362, A bill to be entitled An act to amend Chapter 147, Public Local Laws, 1925, providing for better law enforcement in Catawba County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 363, A bill to be entitled An act to amend Section 8060 of Chapter 133 of the Consolidated Statutes, relating to weights and measures.

Referred to the Committee on Agriculture.

By Mr. Ruffin: H. B. 364, A bill to be entitled An act to abolish the office of County Treasurer of Bertie County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 365, A bill to be entitled An act to postpone the collection of 1930 taxes in Bertie County until October 1, 1931.

Referred to the Committee on Finance.

By Mr. Morphew: H. B. 366, A bill to be entitled An act to make recitals in certain instruments prima-facie evidence of heirship in Graham County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 367, A bill to be entitled An act to allow the Board of County Commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.

Referred to the Committee on Finance.

And

H. B. 368, A bill to be entitled An act to allow the Board of County Commissioners of Graham County and its depository to enter into a contract regarding certain County funds.

Referred to the Committee on Banks and Banking.

And

H. B. 369, A bill to be entitled An act to amend Chapter 186 of the Public-Local Laws of Extra Session of 1924, relative to game laws of Graham County.

Referred to the Committee on Game.

By Mr. Connor: H. B. 370, A bill to be entitled An act to amend Section 534 of the Consolidated Statutes of North Carolina, and to add thereto Section 534 (a) for the purpose of permitting and requiring the delivery of itemized accounts and requiring specific denials or admissions of the items thereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Ewbank: H. B. 371, A bill to be entitled An act to except Henderson County from the provisions of Chapter 241. Public-Local Laws, Session of 1927, relating to real estate brokers.



Referred to the Committee on Judiciary No. 1.

And

H. B. 372, A bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Referred to the Committee on Judiciary No. 1.

By Mr. Rogers: H. B. 373, A bill to be entitled An act to allow the County Commissioners of Macon County to aid in reopening the Bank of Franklin.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Butler: H. B. 374, A bill to be entitled An act to require Clerks of the Court to publish lists of all pension vouchers received from the State.

Referred to the Committee on Pensions.

By Mr. Braddy: H. B. 375, A bill to be entitled An act to authorize the Mayor and Board of Commissioners of the Town of Elizabethtown to discontinue Ben Street between Broad Street and Queen Street and to lease or convey the same.

Referred to the Committee on Counties, Cities and Towns.

By Mr. White of Robeson: H. B. 376, A bill to be entitled An act validating certain proceedings of the County Commissioners of Robeson County authorizing refunding bonds.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 120, A bill to be entitled An act to validate the official acts of J. W. Jackson, a Notary Public of Perquimans County.

Referred to the Committee on Judiciary No. 2.

S. B. 99, A bill to be entitled An act to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.

Referred to the Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 294, A bill to be entitled An act to amend Section 6773, Volume II, of the Consolidated Statutes, relating to annual fees to be paid by Chiropodists to the State Board of Chiropody Examiners.

As amended, passes its second and third reading, and is ordered Engrossed and sent to the Senate.

H. B. 299, A bill to be entitled An act to amend Chapter 272, of the Public Laws of 1929, relative to the fees of duplicate certificates of title.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 274, A bill to be entitled An act to amend Section 2563 of the Consolidated Statutes relating to monopolies and trusts.

Passes its second reading and remains on the Calendar.

H. B. 291, A bill to be entitled An act to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 182, A bill to be entitled An act to amend Chapter 333 Public Laws of North Carolina, 1929, relating to furbearing industry and to raise revenue therefor.

On motion of Mr. Halstead the bill is recommitted to the Committee on Game.

H. B. 206, A bill to be entitled An act to protect foxes in Durham County.

Passes its third reading, and is ordered sent to the Senate without Engrossment.

H. B. 325, A bill to be entitled An act to make more definite the duties of Justices of Peace.

As amended, passes its second reading, and remains on the Calendar.

H. B. 302, A bill to be entitled An act to incorporate the Town of Hatteras in Dare County.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumkin, Lyon, MacLean, Mebane, Marshall, Morphew, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—101.

Those voting in the negative are: None.

H. B. 175, A bill to be entitled An act to amend Chapter One Hundred and Seventy-three, Section One, Private Laws of One Thousand Nine Hundred and Seventeen, extending the corporate limits of the Town of Farmville, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax,



Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—101.

Those voting in the negative are: None.

On motion of Mr. Turner of Guilford, the House adjourns and will meet tomorrow at 12 o'clock noon.

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### THIRTIETH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, February 10, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. C. H. Fields of Raleigh.

Mr. Thomas for the Committee on the Journal, reports that the Journal of Monday night has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 218, A bill to be entitled An act relating to evidence in civil actions arising out of motor vehicle accidents.

And

S. B. 120, A bill to be entitled An act to validate the official acts of J. W. Jackson, a Notary Public of Perquimans County.

And

H. B. 362, A bill to be entitled An act to amend Chapter 147, Public-Local Laws, 1925, providing for better law enforcement in Catawba County.

And

H. B. 321, A bill to be entitled An act to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.

And

H. B. 340, A bill to be entitled An act to amend Chapter 664 Public-Local Laws of 1917, and to amend Chapter 612 Public-Local Laws of 1925, with reference to rural police in Mecklenburg County, so as to provide civil service rules for said police force.

With favorable reports.

And

H. B. 210, A bill to be entitled An act to give actions of claim and delivery priority on Calendar at next Civil Term following issuance and filing of pleadings in same.

With an unfavorable report as to bill, favorable as to substitute.

H. B. 223, A bill to be entitled An act to amend Chapter 120 of the Public Laws, 1929, relating to hearings before the Industrial Commission under the Workmen's Compensation.

With unfavorable reports.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 366, A bill to be entitled An act to make recitals in certain instruments prima-facie evidence of heirship in Graham County.

And

H. B. 371, A bill to be entitled An act to except Henderson County from the provisions of Chapter Two Hundred and Forty-one Public-Local Laws Session of One Thousand Nine Hundred and Twenty-seven relating to real estate brokers.

And

H. B. 372, A bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

With favorable reports.

And

H. B. 280, A bill to be entitled An act to amend Section One Thousand Six Hundred and Fifty-nine, of the Consolidated Statutes, allowing absolute divorce for three years separation of husband and wife where there are no children.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 265, A bill to be entitled An act to amend Chapter 63 Public Laws of 1921, with reference to granting divorces on the ground of separation.

The bill is reported without prejudice.

H. B. 320, A bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919 relating to disqualification of certain persons to practice law.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 176, A bill to be entitled An act to place the officers of Mecklenburg County on salaries.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 318, A bill to be entitled An act to amend Chapter Two Hundred and Thirty-three, Public Laws, One Thousand Nine Hundred and Twenty-five, relating to the salaries of the Solicitor and the Recorder of the Municipal-county Court of Lenoir County and to amend Chapter Four Hundred and Eight of the Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relating to the terms of office of said Recorder and Solicitor.

And

S. B. 18, A bill to be entitled An act to repeal Chapter Nine of the Public Laws of North Carolina, 1925 Session, excepting Randolph County from the General County Court Act and amendments thereto.

And

S. B. 96, A bill to be entitled An act to amend Chapter 104 Public Laws of 1909 relative to the Recorder's Court of the City of Reidsville to increase the jurisdiction to extend the Court to Reidsville Township, and to regulate the powers of the police and costs and fees.

With favorable reports.



## MESSAGE FROM THE GOVERNOR

A special message is received from His Excellency, Governor O. Max Gardner, which reads as follows:

SPECIAL MESSAGE OF GOVERNOR O. MAX GARDNER TO THE  
GENERAL ASSEMBLY OF NORTH CAROLINA

Tuesday Morning, February 10, 1931.

*To The General Assembly:*

I submit this morning for your consideration the report of the survey of the organization and administration of *county government* in North Carolina prepared by the Institute for Government Research of the Brookings Institution. This survey of *county government* is a companion survey to the report on the organization and administration of the *state government* of North Carolina which was submitted to the members of the General Assembly early in January.

I regard this study of county government organization and administration as able, unbiased, and constructive, and commend the entire report, which is not lengthy, to your most careful consideration.

The recommendations with respect to the immediate improvement of the financial and administrative control of county government have for some time been available to the County Government Advisory Commission; and those recommendations which this Commission and the proper committees of the General Assembly have deemed practical have been embodied in the administration local government bills already introduced and now pending.

It should be remembered that this survey undertook to do two things: first, to recommend such changes in the financial control and administration of county government as ought to be considered and adopted by the General Assembly at the present session; and, second, to present a long term program for change and readjustment in the whole set-up of county government as would tend to simplify and improve its administration in time to come.

I recommend that you study this report from the point of view of taking advantage of every practical recommendation which, in your opinion, would tend now to simplify and make more economical and efficient the administration of county government, and also that you give due consideration to the long-term proposals which measured by the needs of your section and the state as a whole would best serve the interests of North Carolina.

Respectfully submitted,  
(Signed O. MAX GARDNER,  
Governor.

February 10, 1931.

On motion of Mr. Sutton, all itemized expense accounts submitted by the various departments of State Government, as directed by H. R. 36, are ordered filed with the Principal Clerk for inspection by the members of the House at their pleasure, in lieu of copying said expense accounts in the Journal.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Moye: H. B. 377, A bill to be entitled An act to amend Chapter 694, Public-Local Laws of 1927, relative to issuing bonds of Greene County without the approval of the qualified voters of said County.

Referred to the Committee on Finance.

By Mr. Spence: H. B. 378, A bill to be entitled An act to authorize the establishment of municipal Recorder's Courts in Moore County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Burgin: H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

Referred to the Committee on Judiciary No. 2.

By Mr. James: H. B. 380, A bill to be entitled An act to consolidate the administrative control of the public schools of Pasquotank County.

Referred to the Committee on Education.

And

H. B. 381, A bill to be entitled An act to abolish the Highway Commission of Pasquotank County.

Referred to the Committee on Public Roads.

By Mr. Cherry: H. B. 382, A bill to be entitled An act to amend section of the Banking Law as appears in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925 and 1927.

Referred to the Committee on Banks and Banking.

And

H. B. 383, A bill to be entitled An act to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the state into North Carolina.

Referred to the Committee on Public Welfare.

And

H. B. 384, A bill to be entitled An act establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

Referred to the Committee on Finance.

And

H. B. 385, A bill to be entitled An act to exempt disabled veterans of the Civil War, Spanish-American War and World War from certain occupation taxes.

Referred to the Committee on Finance.

By Mr. Lyon: H. B. 386, A bill to be entitled An act to create a Jury Commission for the County of Yancey.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cranor: H. B. 387, A bill to be entitled An act to repeal the Dog Tax Law as applies to Wilkes County.

Referred to the Committee on Finance.

By Mr. Jeffries: H. B. 388, A bill to be entitled An act to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.

Referred to the Committee on Education.



By Mr. LeGrand: H. B. 389, A bill to be entitled An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Hamilton: H. B. 390, A bill to be entitled An act to validate special election of the Town of Morehead City for acquisition of municipal hospital and to provide for payment.

Referred to the Committee on Finance.

By Mr. Brooks: H. B. 391, A bill to be entitled An act to regulate the practice of the profession of Public Accounting in the State of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Davis of Edgecombe: H. B. 392, A bill to be entitled An act to Amend Chapter Ninety-nine of the North Carolina Consolidated Statutes for the purpose of reducing fire hazards of dry cleaning and dry dyeing establishments.

Referred to the Committee on Insurance.

By Mr. Hamilton: H. R. 393, A Joint Resolution for the investigation of the operation of the Atlantic and North Carolina Railroad and all of its property under the lease.

Referred to the Committee on Propositions and Grievances.

By Mr. McRae: H. B. 394, A bill to be entitled An act to amend Chapter 122 of the Public Laws of 1927, known as the Motor Vehicle Act, relating to license or registration fees for motor vehicles.

Referred to the Committee on Finance.

By Mr. Gatling: H. B. 395, A bill to be entitled An act to fix the fees and compensation that may be allowed and chargeable against the delinquent tax payer in lands being foreclosed for taxes in Gates County.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 56, A bill to be entitled An act to make it unlawful to operate a filling station, store, shop, or place of amusement within 3 miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 a. m. and 12:30 p. m., and between the hours of 7 p. m. and 9 p. m.

For concurrence in Senate amendment.

On Motion of Mr. Jolly, House concurs in Senate amendment and the bill is ordered Enrolled.

S. B. 100, A bill to be entitled An act to amend Chapter 76, Public-Local Laws of North Carolina 1923, relative to compulsory school attendance of Cherokee Indians.

Referred to the Committee on Education.

S. B. 130, A bill to be entitled An act to validate the official acts of N. J. Minton, a Justice of the Peace of Hertford County.

Referred to the Committee on Judiciary No. 2.

S. B. 134, A bill to be entitled An act to authorize the Commissioners of Chatham County to appoint a tax collector for said County and to provide compensation for the tax collector of said County.

Referred to the Committee on Finance.

S. B. 136, A bill to be entitled An act to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

Referred to the Committee on Judiciary No. 1.

S. B. 137, A bill to be entitled An act to relieve church property in the Town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters.

Referred to the Committee on Finance.

S. B. 30, A bill to be entitled An act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49, of Public Laws of 1927.

On motion of Mr. Harris the bill is placed on the Calendar.

S. B. 23, A bill to be entitled An act to provide for special judges in North Carolina.

Referred to the Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 59, A bill to be entitled An act to amend Sections 4200, 4204, 4233, and 4238 of the Consolidated Statutes providing for life imprisonment in capital felonies when mercy is recommended in the verdict of the jury.

On motion of Mr. Gay the bill is Tabled.

H. R. 305, A resolution to investigate the marking of poultry by The Division of Markets, the Carolina Poultry Mutual Exchange Incorporated and The Extension Service.

Passes its third reading and is ordered sent to the Senate without Engrossment.

H. B. 325, A bill to be entitled An act to make more definite the duties of Justices of Peace.

As amended passes its third reading and is ordered Engrossed and sent to the Senate.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for the election in furtherance thereof, for the repeal of the Charters of other Towns within the extended limits, and for other purposes.

As amended passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fluhum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts,



Puett, Readling, Reed, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett.—104.

Those voting in the negative are: None.

H. B. 175, A bill to be entitled An act to amend Chapter One Hundred and Seventy-three, Section One, Private Laws of One Thousand Nine Hundred and Seventeen, extending the corporate limits of the Town of Farmville, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Flughum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hips, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphey, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett.—104.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 58, An Act to validate the acts of J. F. Barwick, Justice of the Peace for Ayden, Township, Pitt County.

H. B. 195, An Act to place the officers of Graham County on salary and for other purposes.

H. B. 136, An Act decreasing the Board of County Commissioners of Transylvania County from five to three members.

S. B. 44, An Act to extend the provisions of Chapter Two Hundred Sixteen, Public Laws One Thousand Nine Hundred Twenty-three, as amended by Chapter Eighty-five of the Public Laws extra Session One Thousand Nine Hundred Twenty-four, to the counties in the Sixteenth (16th) Judicial District relative to county courts.

S. B. 82, An Act to provide for the appointment of the school committee for Green Creek School District in Green Creek Township, Polk County.

H. B. 164, An Act to extend the powers and jurisdiction of policemen of the Towns of Benton Heights and West Monroe in Union County.

H. B. 244, An Act to establish Washington Electric Service District.

H. B. 116, An Act to amend Chapter One of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to public drunkenness in Macon County.

H. B. 153, An Act to amend Chapter Ninety-six of the Private Laws of One Thousand Nine Hundred and Thirteen of North Carolina, relating to the Charter of the City of Gastonia, creating and establishing a Municipal Court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said Court.

S. B. 80, "An Act to amend Chapter One Hundred Ninety-six of the Public Laws of Nineteen Hundred Twenty-five amendatory of Section Two Thousand Three Hundred Fifty-four of the Consolidated Statutes, in reference to landlords and tenants."

H. B. 213, An Act authorizing the Board of Commissioners of Dare County to appoint rural policemen for said County.

H. B. 240, An Act to authorize payment of salaries and expenses of Farm Demonstration Agent and Home Demonstration Agent of Rockingham County.

S. B. 78, An Act to amend Chapter Ninety-three of the Public Laws of Nineteen Hundred Twenty-one as amended by Chapter Seventy-one of the Public Laws of Nineteen Twenty-nine, relating to the payment of money into the office of the Clerk of the Superior Court of persons dying intestate.

H. B. 122, An Act to repeal Chapter Seventeen of the Public-Local Laws of Nineteen Hundred and Twenty-five, said Act being An Act for the relief of the Commissioners of Madison County and to set aside five per cent of the taxes collected for all purposes in said County of Madison to pay the salary of the officers and divert certain sinking funds of the County to pay officers and other expense.

H. B. 10, An Act authorizing the Public School Committee or Trustees of Milton School District to convey certain lands to the County Board of Education of Caswell County.

S. B. 72, An Act to amend Chapter Four Hundred Ninety-eight of the Public-Local Laws of One Thousand Nine Hundred and Twenty-three so as to change the compensation of the Sheriff of Brunswick County, and to create the office of Tax Collector, and to provide for security to be furnished by the fiscal agent of said County.

H. R. 336, Resolution of sympathy and respect relative to the death of Timothy Willis, father of Representative David H. Willis, of the County of Craven.

H. B. 141, An Act to amend Section One Thousand Six Hundred Eight (f), Volume Three of the Consolidated Statutes relating to the General County Court of Caswell County.

H. B. 108, An Act relative to the salaries of the Recorder, Prosecuting Attorney and Clerk of the Recorder's Court of the City of Monroe.

H. B. 40, An Act to repeal Chapter Forty of the Public Laws of One Thousand Nine Hundred and Eleven relative to the time of convening the Superior Court of Brunswick County.

H. B. 207, An Act to license dog kennels in Durham County.

On motion of Mr. Pitts, the House adjourns, and will meet tomorrow at 12 o'clock noon.



## THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, February 11, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. F. Fletcher, of Virginia.

Mr. Gatling of the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Young, and Hutchins, former members of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. White of Robeson, for the Committee on Agriculture.

H. B. 356, A bill to be entitled An act to prevent the weighing of cotton in bales within the corporate limits of the Town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville.

With a favorable report.

By Mr. MacLean, for the Committee on Education.

H. B. 317, A bill to be entitled An act to amend Section 10, Chapter 225 of the Private Laws of 1913 relating to the Kings Mountain Graded School District.

And

H. B. 327, A bill to be entitled An act to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the Town of Greenville, Pitt County.

And

S. B. 100, A bill to be entitled An act to amend Chapter 76, Public-Local Laws of North Carolina 1923, relative to compulsory school attendance of Cherokee Indians.

And

H. B. 129, A bill to be entitled An act to amend Section One, Chapter Seventy, Private Laws One Thousand Nine Hundred and Twenty-three, providing for the election of five members of the School Committee for the Town of East Spencer.

And

H. B. 388, A bill to be entitled An act to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.

And

H. B. 256, A bill to be entitled An act to repeal Chapter 215 of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.

With favorable reports.

And

H. B. 290, A bill to be entitled An act to increase the duties of the Board of Education in Madison County, as amended.

With a favorable report, as amended.

By Mr. Cox of Forsyth, for the Committee on Rules.

H. R. 337, A Resolution of the House of Representatives providing for the removal of Bascom Lamar Lunsford from office as Reading Clerk of the House of Representatives.

With a favorable report.

By Mr. Young of Harnett, for the Committee on Manufacturing and Labor.

H. B. 306, A bill to be entitled An act to prevent the employment of female persons under eighteen years of age in mills, factories, canneries, workshops, or manufacturing establishments, at night.

With an unfavorable report.

On motion of Mr. Newman the bill is taken from the unfavorable Calendar, and recommitted to the Committee on Manufacturing and Labor.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 113, A bill to be entitled An act relating to the election of County Commissioners of Avery County.

And

H. B. 357, A bill to be entitled An act to repeal Chapter Four Hundred Seventy-seven of the Public-Local Laws of One Thousand Nine Hundred Twenty-five, designated as "An Act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

And

H. B. 364, A bill to be entitled An act to abolish the office of County Treasurer of Bertie County.

And

H. B. 375, A bill to be entitled An act to authorize the Mayor and Board of Commissioners of the Town of Elizabethtown to discontinue Ben Street between Broad Street and Queen Street, and to lease or convey the same.

And

H. B. 333, A bill to be entitled An act to regulate the office hours of the Register of Deeds of Avery County.

And

H. B. 343, A bill to be entitled An act to validate the special election of the Town of Morehead City for the sale of public utilities.

With favorable reports.

And

H. B. 389, A bill to be entitled An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

With a favorable report, as amended.

And

H. B. 212, A bill to be entitled An act to abolish the office of Auditor of Yancy County.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following En-



grossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 291, A bill to be entitled An act to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

H. B. 294, A bill to be entitled An act to amend Section 6773, Volume 2, of the Consolidated Statutes, relating to annual fees to be paid by Chiropodists to the State Board of Chiropody Examiners.

H. B. 325, A bill to be entitled An act to make more definite the duties of Justices of Peace.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Ervin and Morphew: H. R. 396, A Resolution relative to the death of the Honorable John H. Dillard, Representative from Cherokee County.

On motion of Mr. Ervin the resolution is adopted.

Pursuant to H. R. 396, the Speaker announces the appointment of the following members on the committee to attend the funeral of the Honorable John H. Dillard: Messrs. Ervin, Chairman; Morphew, DeHart, Killian, and Tatem.

By Mr. Sutton: H. B. 397, A bill to be entitled An act to abolish the office of County Treasurer of Lenoir County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Hamilton, Johnson of Chatham and Seawell: H. B. 398, A bill to be entitled An act to establish equality of taxation between domestic and foreign corporations by providing for the assessment and ad valorem taxation of the intangible value or corporate excess of foreign corporations.

Referred to the Committee on Finance.

By Mr. Ewing: H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools.

Referred to the Committee on Finance.

And

H. B. 400, A bill to be entitled An act to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County Home and prisoners of Cumberland County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Doshier: H. B. 401, A bill to be entitled An act to regulate certain duties of plumbing inspectors.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 402, A bill to be entitled An act to amend Chapter One Hundred and Twenty, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relative to the time of holding meetings of the Board of Commissioners of New Hanover County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 403, A bill to be entitled An act to repeal Chapter 339, Public Laws, 1929, relating to separate specifications for certain contract work on public buildings.

Referred to the Committee on Judiciary No. 1.

And

H. B. 404, A bill to be entitled An act relating to the compensation of the members of the Board of County Commissioners of New Hanover County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McRae: H. B. 405, A bill to be entitled An act to provide an alternative juror in certain cases.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Long of Halifax: H. B. 506, A bill to be entitled An act to repeal Section 10 of Chapter 120, Private Laws of 1919, relating to the appointment of a Board of Trustees, and providing for election of school trustees of the Board of School Trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids graded school district upon the expiration of the terms of office of the trustees herein appointed.

Referred to the Committee on Education.

By Mr. Johnson of Chatham: H. B. 407, A bill to be entitled An act to place Mrs. N. A. Walden, of Chatham County, on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Messrs. Thomas and Seawell: H. B. 408, A bill to be entitled An act to expedite the trial of criminal cases and to dispense with jury trial therein.

Referred to the Committee on Judiciary No. 2.

By Mr. Gay: H. B. 409, A bill to be entitled An act to give to owners of peanut pickers a lien on peanuts picked in Northampton County.

Referred to the Committee on Judiciary No. 2.

By Mr. Crudup: H. B. 410, A bill to be entitled An act to amend Chapter 40 of the Public Laws of 1929 relating to County and Road funds.

Referred to the Committee on Public Roads.

By Mr. Spence: H. B. 411, A bill to be entitled An act to provide for the registration of maps on plats in Moore County.

Referred to the Committee on Judiciary No. 1.

By Mr. Lyon: H. B. 412, A bill to be entitled An act authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Gattis: H. B. 413, A bill to be entitled An act to repeal Section 5802 and 5803 of the Consolidated Statutes of North Carolina relating to amusements and entertainments in and near the Town of Chapel Hill, and to enact a substitute section therefor.

Referred to the Committee on Judiciary No. 2.

By Messrs. Long of Alamance, Allen, Seawell, Harris, and Johnson of Chatham: H. B. 414, A bill to be entitled An act to permit fishing with seines in Alamance, Chatham, Granville, Lee, and Person Counties.

Referred to the Committee on Conservation and Development.

By Mr. Killian: H. B. 415, A bill to be entitled An act to relieve certain County Officers of Clay County and the Treasurer of the Town of Hayesville from liability on account of public funds in Clay County Bank and to authorize the freezing of said funds.

Referred to the Committee on Banks and Banking.



By Mr. Haynes of Forsyth: H. B. 416, A bill to be entitled An act to amend Section 6283 of the Consolidated Statutes pertaining to notices to Clerks of Superior Courts of insurance companies licensed by the Insurance Commissioner.

Referred to the Committee on Insurance.

And

H. B. 417, A bill to be entitled An act to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents.

Referred to the Committee on Insurance.

And

H. B. 418, A bill to be entitled An act to regulate mutual burial associations and assessment insurance associations.

Referred to the Committee on Insurance.

By Messrs. Uzzell and Huffman: H. B. 419, A bill to be entitled An act to repeal Chapter 28, Public Laws of North Carolina, 1929, relative to torts of corporations.

Referred to the Committee on Judiciary No. 2.

And

H. B. 420, A bill to be entitled An act to repeal Chapter 29, Public Laws of North Carolina, 1929, relative to mortgages of corporations.

Referred to the Committee on Judiciary No. 2.

By Mr. McDevitt, by request: H. B. 421, A bill to be entitled An act for the relief of Reuben Roberts of Madison County.

Referred to the Committee on Claims.

By Mr. Davis of Hyde: H. B. 422, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County.

Referred to the Committee on Drainage.

H. B. 423, A bill to be entitled An act to amend Chapter 610, Public Laws of 1925, relating to Drainage District in Hyde County.

Referred to the Committee on Drainage.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 371, A bill to be entitled An act to except Henderson County from the provisions of Chapter 241, Public-Local Laws, Session 1927, relating to real estate brokers.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 372, A bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 18, A bill to be entitled An act to repeal Chapter 9 of the Public Laws of North Carolina, 1925 Session, excepting Randolph County from the General County Court Act and amendments thereto.

On motion of Mr. Ward the bill is Tabled.

Substitute for H. B. 176, A bill to be entitled An act to place the officers of Mecklenburg County on salaries.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 340, A bill to be entitled An act to amend Chapter 664, Public-Local Laws of 1917, and to amend Chapter 612, Public-Local Laws of 1925, with reference to rural police in Mecklenburg County, so as to provide civil service rules for said police force.

On motion of Mr. McRae the bill is laid on the Table.

H. B. 362, A bill to be entitled An act to amend Chapter 147, Public-Local Laws, 1925, providing for better law enforcement in Catawba County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 96, A bill to be entitled An act to amend Chapter 104, Public Laws of 1909, relative to the Recorder's Court of the City of Reidsville to increase the jurisdiction, to extend the Court to Reidsville Township, and to regulate the powers of the police and costs and fees.

Passes its second and third readings, and is ordered Enrolled.

S. B. 120, A bill to be entitled An act to validate the official acts of J. W. Jackson, a Notary Public of Perquimans County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the Charters of other towns within the extended limits, and for other purposes.

As amended passes its third reading by the following vote and ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Dosher, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hips, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—109.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 373, An act to allow the County Commissioners of Macon County to aid in reopening the Bank of Franklin.



H. B. 56, An act to make it unlawful to operate a filling station, store, shop or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 A. M. and 12:30 P. M.

H. B. 124, An act to make the provisions of Section 1864, Volume III, of the Consolidated Statutes, relating to depredations of domestic fowls, applicable to Stokes County.

H. B. 173, An act to amend Section 5, Chapter 489, Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof.

On motion of Mr. Harris, the House takes a recess until 8 o'clock tonight.

### NIGHT SESSION

Pursuant to recess, the House meets and resumes consideration of its business, with Mr. Speaker Smith presiding.

### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 262, A bill to be entitled An act to call a Convention of the people of North Carolina.

The question recurs upon the adoption of the Substitute.

The Substitute is adopted.

The question now recurs upon the passage of the Substitute Bill on its second reading.

Mr. Flanagan offers an amendment.

The amendment is lost.

Mr. Scarborough offers an amendment.

The amendment is lost.

The Substitute Bill passes its second reading by the following vote:

Those voting in the affirmative are: Messrs. Binford, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Crudup, DeHart, Doshier, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Hamilton, Harris, Haynes of Surry, Henry, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnson of Ashe, Killian, Long of Alamance, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, white of Robeson, Whitley, Young of Durham, and Young of Harnett—80.

Those voting in the negative are Messrs. Brown, Cox of Forsyth, Crouse, Garibaldi, Greer, Groves, Johnston of Caswell, Jolly, LeGrand, Long of Halifax, Morphew, Neal, Ruffin, Scarborough, and Sigmon—15.

The question now recurs upon the passage of the Substitute Bill on its third reading. The Substitute Bill passes its third reading by the following vote and is sent to the Senate without Engrossment.

Those voting in the affirmative are Mr. Speaker, Messrs. Binford, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Crudup, DeHart, Doshier, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Killian, Long of Alamance, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McRae, Newman, Norman, Parker, Pitts, Puett, Reading, Reed, Rogers, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Young of Durham, and Young of Harnett—80.

Those voting in the negative are: Messrs. Brown, Brouse, Cox of Forsyth, Ervin, Garibaldi, Greer, Groves, Johnston of Caswell, Jolly, LeGrand, Long of Halifax, Loven, Morphew, Neal, Ruffin, Scarborough and Sigmon—17.

The original bill is Tabled.

S. B. 30, A bill to be entitled An act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49 of Public Laws of 1927.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Crudup, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Killian, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley—90.

Those voting in the negative are: Mr. Jolly—1.

Substitute Bill for H. B. 210, A bill to be entitled An act to give actions of claim and delivery priority on Calendar at next Civil Term following issuance and filing of pleadings in same.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 218, A bill to be entitled An act relating to evidence in civil actions arising out of motor vehicle accidents.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 274, A bill to be entitled An act to amend Section 2563 of the Consolidated Statutes relating to monopolies and trusts.



Passes its third reading, and is ordered sent to the Senate without Engrossment.

Pursuant to resolution heretofore adopted, with reference to Honorable John H. Dillard and on motion of Mr. Brooks, the House adjourns in honor to the memory of the late John H. Dillard, member-elect from Cherokee County, and also in honor to the memory of the late C. Felix Harvey of Lenoir County, and will meet tomorrow at 12 o'clock, Noon.

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### THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Thursday, February 12, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. F. Elliott of Millbrook, North Carolina.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday, has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Kisler, Barber, Nettles, Hines, Huffman, Barnhill, Clement, Wells, Hipps, Woltz, Brown, McGuire, and Chamblee, former members of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Jeffress, for the Committee on Reorganization of the State Government:

H. B. 289, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the banking department.

With an unfavorable report as to bill, but favorable as to substitute.

On motion of Mr. Jeffress the rules are suspended and the substitute is adopted.

On motion of Mr. Jeffress the substitute and bill is recommitted to the Committee on Banks and Banking.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 400, A bill to be entitled An act to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County Home and prisoners of Cumberland County.

And

H. B. 401, A bill to be entitled An act to regulate certain duties of Plumbing Inspector.

And

H. B. 402, A bill to be entitled An act to amend Chapter 120, Public-Local Laws of 1929, relative to the time of holding meetings of the Board of Commissioners of New Hanover County.

And

H. B. 404, A bill to be entitled An act relating to the compensation of the members of the Board of County Commissioners of New Hanover County.

And

H. B. 397, A bill to be entitled An act to abolish the office of County Treasurer of Lenoir County.

And

H. B. 412, A bill to be entitled An act authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County.

With favorable reports.

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 23, A bill to be entitled An act to provide for special judges in North Carolina.

And

H. B. 360, A bill to be entitled An act to amend Section 5099 (a) of the Consolidated Statutes, Volume III, entitled "An act numbering cotton bales by public ginneries; public gin defined."

And

H. B. 411, A bill to be entitled An act to provide for the registration of maps or plats in Moore County.

With favorable reports.

And

S. B. 99, A bill to be entitled An act to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.

And

S. B. 136, A bill to be entitled An act to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

With favorable reports, as amended.

And

H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Connor, for the Committee on Public Roads.

H. B. 246, A bill to be entitled An act to amend Chapter 433, Public Local Laws of 1927, relating to Johnston County Highway Commission.

And

H. B. 381, A bill to be entitled An act to abolish the Highway Commission of Pasquotank County.

With favorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

And

S. B. 130, A bill to be entitled An act to validate the official acts of N. J. Minton, a Justice of the Peace of Hertford County.

And

H. B. 413, A bill to be entitled An act to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina, relating to amusements



and entertainments in and near the Town of Chapel Hill; and to enact a substitute section therefor.

And

H. B. 408, A bill to be entitled An act to expedite the trial of criminal cases and to dispense with jury trial therein.

And

H. B. 420, A bill to be entitled An act to repeal Chapter 29, Public Laws of North Carolina, 1929, relative to mortgages of corporations.

And

H. B. 419, A bill to be entitled An act to repeal Chapter 28, Public Laws of North Carolina, 1929, relative to torts of corporations.

And

H. B. 105, A bill to be entitled An act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

With favorable reports.

And

H. B. 63, A bill to be entitled An act to amend Chapter 62 of the Public Laws of 1927, relating to the punishment of makers of worthless checks.

With an unfavorable report as to bill, favorable as to substitute.

#### ENGROSSED BILLS

Mr. Lumpkins, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the Charters of other towns within the extended limits, and for other purposes.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Huffman, Flanagan, Neal, Johnson of Pender, Pitts, and Uzzell: H. R. 424, A Joint Resolution inviting the Honorable Alfred E. Smith to address a Joint Session of the General Assembly of North Carolina.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

Pursuant to H. R. 424, the Speaker appoints Messrs. Huffman, Flanagan and Neal to act with a like committee from the Senate to extend the invitation and present a copy of the Resolution to the Honorable Alfred E. Smith.

On motion of Mr. Flanagan, Mr. Speaker Smith is added to the Committee.

By Mr. Waynick: H. B. 425, A bill to be entitled An act to amend Section 805, Chapter 344, Public Laws of 1929, to reduce penalties on unpaid taxes.

Referred to the Committee on Finance.

By Mr. Johnson of Chatham: H. B. 426, A bill to be entitled An act to amend the Charter of Siler City as contained in Chapter 208, Private Laws of 1899, fixing the place for tax sales.

Referred to the Committee on Finance.

By Mr. Hipps: H. B. 427, A bill to be entitled An act to amend Chapter 204, Private Laws of 1923, relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said District.

Referred to the Committee on Education.

And

H. B. 428, A bill to be entitled An act to amend Chapter 368 of the Public-Local Laws of 1911, and Chapter 203 of the Public-Local Laws of 1917, relating to the Police Court for the Town of Canton, County of Haywood.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Bruton: H. B. 429, A bill to be entitled An act to provide for the better enforcement of the Prohibition Laws in Montgomery County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 430, A bill to be entitled An act to postpone the enforced collection of taxes in Montgomery County and to suspend the penalties for non-payment of same.

Referred to the Committee on Finance.

And

H. B. 431, A bill to be entitled An act relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 432, A bill to be entitled An act to authorize the County Commissioners of Montgomery County to work criminals at County Farm or on highways of the County.

Referred to the Committee on Public Roads.

By Mr. Morphew: H. B. 433, A bill to be entitled An act to amend Chapter 466, of the Public-Local Laws of 1929, exempting Graham County from Pool Room Law.

Referred to the Committee on Judiciary No. 2.

By Mr. Young of Durham: H. B. 434, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales.

Referred to the Committee on Judiciary No. 2.

By Mr. Braddy: H. B. 435, A bill to be entitled An act to place the officers of Bladen County on a salary basis and to fix the salary of officers.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ewing: H. B. 436, A bill to be entitled An act to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successor.

Referred to the Committee on Education.

By Mr. Crudup: H. B. 437, A bill to be entitled An act to provide for and regulate absentee voting.



Referred to the Committee on Election Laws.

By Mr. Coffield: H. B. 438, A bill to be entitled An act to amend Chapter 100, Public Laws of 1929, placing a farmer on the Advisory Budget Commission.

Referred to the Committee on Finance.

By Messrs. Howell and Reed: H. B. 439, A bill to be entitled An act to amend Sections 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Scarborough: H. B. 440, A bill to be entitled An act to regulate the issuance of criminal processes out of the Justice of the Peace Courts for Richmond County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. White of Robeson: H. B. 441, A bill to be entitled An act to abolish the office of Tax Collector of Robeson County, and to amend Chapter 588, Public-Local Laws of 1923; to repeal Chapter 380, Public-Local Laws of 1925, and Chapter 465, Public-Local Laws of 1927; and Chapter 47, Public-Local Laws of 1929; and to amend Chapter 360, Public-Local Laws of 1929.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Cranor: H. B. 442, A bill to be entitled An act to fix and extend the time for the sale of land for taxes in Wilkes County.

Referred to the Committee on Finance.

By Mr. James: H. B. 443, A bill to be entitled An act to amend Section 11, Chapter 250, Public Laws of 1923, as the same relates to the City of Elizabeth City.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Pinnix: H. B. 444, A bill to be entitled An act to amend Chapter 193, Public-Local Laws of 1921, relative to the salary of the Sheriff of Yadkin County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Lumpkin: H. B. 445, A bill to be entitled An act to amend Chapter 358 of the Public-Local Laws of 1927, relative to the enforcement of the Turlington Act in Franklin County.

Referred to the Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 46, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended and rewritten by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.

Referred to the Committee on Finance.

S. B. 95, A bill to be entitled An act to repeal Chapter 40 of the Private Laws of 1921, entitled An act to incorporate the First Baptist Church of Lincolnton, North Carolina, Lincoln County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 168, A bill to be entitled An act to create a Commissioner of Willow Dale Cemetery Fund for the City of Goldsboro, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 35, A bill to be entitled An act to amend Section 6530, Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

Referred to the Committee on Insurance.

S. B. 69, A bill to be entitled An act to amend Section 5757, Volume III, of the Consolidated Statutes of North Carolina as amended by Chapter 226, Public Laws of 1925 relating to compulsory school attendance.

Referred to the Committee on Education.

S. B. 118, A bill to be entitled An act to prevent the sale of poisonous alcohol without proper identification.

Referred to the Committee on Judiciary No. 1.

H. B. 66, A bill to be entitled An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks placing the Counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this Act.

For concurrence in the Senate amendment.

The House fails to concur in the Senate amendment, and a conference is asked for.

The Speaker appoints on part of the House, Messrs. Sutton, Moss and Gatling as conferees, and a message is sent to the Senate, asking for a similar committee on the part of the Senate.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 364, A bill to be entitled An act to abolish the office of County Treasurer of Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 375, A bill to be entitled An act to authorize the Mayor and Board of Commissioners of the Town of Elizabethtown to discontinue Ben Street between Broad Street and Queen Street and to lease or convey the same.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 388, A bill to be entitled An act to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 343, A bill to be entitled An act to validate the special election of the Town of Morehead City for the sale of public utilities.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 356, A bill to be entitled An act to prevent the weighing of cotton in bales within the corporate limits of the Town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for the weighing of cotton in Marshville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 357, A bill to be entitled An act to repeal Chapter 477, of the Public-Local Laws of 1925, designated as "An act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 317, A bill to be entitled An act to amend Section 10, Chapter 225, of the Private Laws of 1913, relating to the Kings Mountain Graded School District.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 327, A bill to be entitled An act to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the Town of Greenville, Pitt County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 333, A bill to be entitled An act to regulate the office hours of the Register of Deeds of Avery County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 129, A bill to be entitled An act to amend Section 1, Chapter 70, Private Laws, 1923, providing for the election of five members of the School Committee for the Town of East Spencer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 256, A bill to be entitled An act to repeal Chapter 215 of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 290, A bill to be entitled An act to increase the duties of the Board of Education in Madison County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 389, A bill to be entitled An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 100, A bill to be entitled An act to amend Chapter 76, Public-Local Laws of North Carolina, 1923, relative to compulsory school attendance of Cherokee Indians.

Passes its second and third readings, and is ordered Enrolled.

S. B. 113, A bill to be entitled An act relating to the election of County Commissioners of Avery County.

Passes its second and third readings, and is ordered Enrolled.

H. R. 337, A Resolution of the House of Representatives providing for the removal of Bascom Lamar Lumsford from office as Reading Clerk of the House of Representatives.

The question recurs upon the adoption of the resolution.

Upon this Mr. Ervin calls for the "ayes" and "noes", the call is sustained, and the resolution fails of adoption by the following vote:

Those voting in the affirmative are: Messrs. Black, Brooks, Bruton, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Doshier, Edwards, Ewbank, Ewing, Flanagan, Gattis, Gay, Gill, Groves, Hanes of Forsyth, Harris, Holmes, Hood, Huffman, Jeffress, Johnston of Caswell, Long of Alamance, Long of Halifax, MacLean, Moss, McBee, McEachern, Neal, Newman, Parker, Puett, Spence, Tatem, Turner of Guilford, Upchurch, Uzzell, Waynick, Young of Durham, and Young of Harnett—41.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Cherry, Cloud, Coffield, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Ervin, Fulghum, Garibaldi, Gatling, Graham, Greer, Gwaltney, Gwyn, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Howell, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Loven, Lumpkin, Lyon, Marshall, Mebane, Morphey, McDevitt, McGougan, McRae, Norman, Pinnix, Pitts, Reading, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Ward, Willis, White of Chowan, White of Robeson, Whitley, and Woodall—68.

S. B. 30, A bill to be entitled An act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49 of the Public Laws of 1927.

Passes its third reading by the following vote and ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Binford, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Warren, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Greer, Groves, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphey, Moss, Moye, McBee, McEachern, McGougan, McRae, Newman, Norman, Parker, Pinnix, Puett, Reading, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—99.

Those voting in the negative are: Messrs. Jolly, Jones, and Willis—3.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 96, An act to amend Chapter 104, Public Laws of 1909, relative to the Recorder's Court of the City of Reidsville to increase the jurisdiction, to extend the Court of Reidsville Township, and to regulate the powers of the police and cost and fees.

S. B. 120, An act to validate the official acts of J. W. Jackson, A Notary Public of Perquimans County.



H. B. 300, An act to authorize the issue of warrants by certain officers in Dare County.

H. B. 307, An act to amend Chapter 489, Public-Local Laws, 1929, amending Chapter 241, Public-Local Laws, 1927, relating to the Real Estate Commission.

H. B. 271, An act to repeal Chapter 321 of the Public-Local Laws, 1927, relating to a budget system.

H. B. 248, An act to Place the Register of Deeds, Clerk of the Superior Court and Sheriff of Madison County on fees.

H. B. 270, An act to repeal Chapter 363 of the Public-Local Laws, 1927, relating to the preparation of the tax books.

H. B. 314, An act to require the Auditor or County Accountant of Ruth-erford and Davidson Counties to enter deeds on tax assessor's record.

On motion of Mr. Brooks substitute bill for H. B. 280, a bill to be entitled An act to amend Section 1659, of the Consolidated Statutes, allowing absolute divorce for three years separation of husband and wife where there are no children, is made a special order for tomorrow, February 13, 1931. immediately after the conclusion of the morning hour.

On motion of Mr. Brooks, H. B. 265, a bill to be entitled An act to amend Chapter 63, Public Laws of 1921, with reference to granting divorces on the ground of separation, is made a second special order for tomorrow, February 13, 1931, immediately after H. B. 280, the first special order.

On motion of Mr. White of Robeson, H. B. 8, a bill to be entitled An act to abolish the office of Tax Collector of Robeson County and to repeal Chapter 380, Public-Local Laws, 1925, and Chapter 465 of the Public-Local Laws, 1927, and Chapter 47, Public-Local Laws of 1929, and to amend Chapter 360, Public Laws, 1929, is recalled from the Committee on Counties, Cities and Towns, and on motion of the same gentleman the bill is laid on the Table.

On motion of Mr. Hood the House adjourns, and will meet tomorrow at 12 o'clock, Noon.

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### THIRTY-THIRD DAY

#### HOUSE OF REPRESENTATIVES,

Friday, February 13, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Pro-tem Harris, in the absence of Mr. Speaker Smith.

Prayer by Rabbi A. S. Montay, of Raleigh, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Nash, Kirkman, Hines, Wade and DeLaney, former members of the House.

#### PETITIONS AND MEMORIALS

Petitions and memorials are presented by Mr. Butler, and referred to the Committee on Finance.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles; together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Holmes, for the Committee on Drainage.

H. B. 423, A bill to be entitled An act to amend Chapter 610, Public-Local Laws of 1925, relating to Drainage District in Hyde County.

And

H. B. 422, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County.

With favorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance:

H. B. 392, A bill to be entitled An act to amend Chapter 99, of the North Carolina Consolidated Statutes, for the purpose of reducing fire hazards of dry cleaning and dry dyeing establishments.

With a favorable report.

By Mr. Cherry, for the Committee on Insurance:

H. B. 418, A bill to be entitled An act to regulate mutual burial associations and assessment insurance associations.

And

H. B. 417, A bill to be entitled An act to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents.

And

H. B. 416, A bill to be entitled An act to amend Section 6283 of the Consolidated Statutes pertaining to notices to Clerks of Superior Courts of insurance companies licensed by the Insurance Commissioner.

And

Substitute for S. B. 35, A bill to be entitled An act to amend Section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

With favorable reports.

By Mr. Uzzell, for the Committee on Claims.

H. B. 323, A bill to be entitled An act for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of the performance of his duties as Deputy Sheriff.

With a favorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts:

H. B. 440, A bill to be entitled An act to regulate the issuance of criminal processes out of the Justice of the Peace Courts for Richmond County.

And

H. B. 405, A bill to be entitled An act to provide an alternate juror in certain cases.

H. B. 258, A bill to be entitled An act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction.

And

H. B. 378, A bill to be entitled An act to authorize the establishment of Municipal Recorder's Courts in Moore County.

And

H. B. 428, A bill to be entitled An act to amend Chapter 368 of the Public-Local Laws of 1911, and Chapter 203 of the Public-Local Laws of



1917; relating to the Police Court for the Town of Canton, County of Haywood.

And

H. B. 386, A bill to be entitled An act to create a Jury Commission for the County of Yancey.

With favorable reports.

By Mr. Spence, for the Committee on Finance:

H. B. 9, A bill to be entitled An act to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington.

And

H. B. 133, A bill to be entitled An act to repeal Chapter 268, Public Local Laws, 1929, relating to the payment of taxes in Gates County.

And

H. B. 171, A bill to be entitled An act to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

With favorable reports.

And

H. B. 288, A bill to be entitled An act to require the Sheriff of Cumberland County and the Tax Collectors of all municipalities in said County to accept partial payments on taxes.

With a favorable report, as amended.

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 363, A bill to be entitled An act to amend Section 8060 of Chapter 133 of the Consolidated Statutes relating to weights and measures.

With a favorable report.

By Mr. Long, for the Committee on Constitutional Amendments:

H. B. 344, A bill to be entitled An act to amend Section 24, Article 4, of the Constitution of North Carolina, relative to sheriffs and coroners.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 59, A bill to be entitled An act to call a convention of the people of North Carolina.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 389, A bill to be entitled An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

H. B. 290, A bill to be entitled An act to increase the duties of the Board of Education in Madison County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Haynes of Surry, Leake and Cranor: H. B. 446, A bill to be entitled An act to relieve taxpayers in the Counties of Surry, Stokes and Wilkes.

Referred to the Committee on Finance.

By Messrs. Howell and Reed: H. B. 447, A bill to be entitled An act requiring the Sheriff or other tax collecting officers of each County in the State of North Carolina to distribute motor vehicles tags and collect the State license taxes for same, and to require said officers to list said motor vehicles for ad valorem tax and collect for same prior to delivering tags to the owner of said motor vehicle, and to require said officers to cause to be listed all other personal property belonging to said automobile owner, where the same does not appear to have been listed regularly.

Referred to the Committee on Finance.

By Mr. Leake: H. B. 448, A bill to be entitled An act to amend Section 4481 of the Consolidated Statutes of Volume III, relating to landlord and tenant, so as to make the said Section apply to Stokes County.

Referred to the Committee on Judiciary No. 1.

By Mr. Hipps: H. B. 449, A bill to be entitled An act to allow the County Commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.

Referred to the Committee on Banks and Banking.

By Mr. Moss: H. B. 450, A bill to be entitled An act to place the name of Mrs. Cassandie Tisdale of Nash County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. MacLean: H. B. 451, A bill to be entitled An act relating to witness fees in Beaufort County, amending Section 3893, Consolidated Statutes.

Referred to the Committee on Judiciary No. 1.

By Mr. Seawell: H. B. 452, A bill to be entitled An act to amend Section 7672 of the Consolidated Statutes, providing for the sale of the Supreme Court reports.

Referred to the Committee on Judiciary No. 1.

By Mr. Davis of Hyde: H. B. 453, A bill to be entitled An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.

Referred to the Committee on Judiciary No. 2.

By Mr. Helms: H. B. 454, A bill to be entitled An act to amend Chapter 84 of the Public-Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Scarborough: H. B. 455, A bill to be entitled An act to abolish the fee system in the various courts of Richmond County and place the officers of said County on a salary basis.

Referred to the Committee on Salaries and Fees.

By Messrs. Readling and Gwyn: H. B. 456, A bill to be entitled An act relating to incorporation of Davenport College.

Referred to the Committee on Education.

By Mr. Hamilton: H. B. 457, A bill to be entitled An act to amend the Charter of Beaufort, North Carolina.

Referred to the Committee on Judiciary No. 2.

By Mr. Braddy: H. B. 458, A bill to be entitled An act to fix and regulate the salaries of the Superintendent of School and County Health Officer of Bladen County.



Referred to the Committee on Salaries and Fees.

By Mr. Moye: H. B. 459, A bill to be entitled An act relating to the bond of the Treasurer of Greene County.

Referred to the Committee on Finance.

By Mrs. Mebane: H. B. 460, A bill to be entitled An act providing for a State Institution for delinquent colored girls at Efland, Orange County.

Referred to the Committee on Public Welfare.

By Messrs. Jeffress, Harris, Spence, Seawell, MacLean, Gill and Mrs. Mebane: H. B. 461, A bill to be entitled An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women and to create and establish the University of North Carolina.

Referred to the Committee on Reorganization of State Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 181, A bill to be entitled An act to provide release of parcels of land upon the payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

Referred to the Committee on Judiciary No. 1.

Substitute bill for H. B. 7, A bill to be entitled An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

Placed on the Calendar for concurrence in Senate substitute.

S. B. 108, A bill to be entitled An act to authorize the Governing Board of the City of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid.

Referred to the Committee on Finance.

S. B. 117, A bill to be entitled An act to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

Referred to the Committee on Health.

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale. Defining violations of this Act and fixing penalties therefor.

Referred to the Committee on Agriculture.

SENATE CHAMBER,  
February 13, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the President has appointed as a Committee on the part of the Senate, under a Joint Resolution to that effect, to invite the Honorable Alfred E. Smith to address a Joint Session of the General Assembly: Senators Johnson of Duplin and Burrus.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

## SPECIAL ORDER

The hour for the first Special Order having arrived the Speaker lays before the House:

Substitute for H. B. 280, A bill to be entitled An act to amend Section 1659, of the Consolidated Statutes, allowing absolute divorce for three years separation of husband and wife where there are no children.

The question recurs upon the adoption of the Substitute.

The Substitute is adopted.

Mr. Smith moves that the Substitute do lie upon the Table.

Upon this Mr. Gill calls for the "ayes" and "noes." The call is sustained, and the motion to lay the Substitute bill on the Table is lost by the following vote.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Butler, Coffield, Cox of Jackson, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Edwards, Ewbank, Fulghum, Garibaldi, Gatling, Graham, Haynes of Surry, Helms, Henry, Holmes, Howell, Johnson of Chatham, Johnson of Halifax, Jones, Leake, LeGrand, Long of Halifax, Mebane, Pinnix, Puett, Readling, Reed, Ruffin, Smith, Willis, White of Robeson, and Woodall—39.

Those voting in the negative are: Messrs. Brinson, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Forsyth, Cranor, Crudup, Doshier, Gattis, Gay, Gill, Groves, Gwaltney, Halstead, Hamilton, Harris, Hipps, Hood, James, Jeffress, Johnson of Currituck, Johnston of Ashe, Johnston of Caswell, Jolly, Lumpkin, Lyon, MacLean, Marshall, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—57.

The question now recurs upon the passage of the Substitute Bill on its second reading.

The Substitute Bill fails to pass its second reading.

## SPECIAL ORDER

The hour for the second Special Order having arrived, the Speaker lays before the House:

H. B. 265, A bill to be entitled An act to amend Chapter 63, Public Laws of 1921, with reference to granting divorces on the ground of separation.

The question recurs upon the passage of the bill on its second reading.

On motion of Mr. White of Robeson, the bill is laid on the Table.

On motion of Mr. Upchurch, the House takes a recess until 8 o'clock.

## NIGHT SESSION

Pursuant to recess, the House meets and resumes consideration of its business with Mr. Speaker Pro-tem Harris, in the Chair in the absence of Mr. Speaker Smith.

Leave of absence is granted to the following: Messrs. Waynick, Fulghum, Woodall, James, McRae, Readling, Garibaldi, Davis of Hyde, McDevitt and Moye.



## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 454, A bill to be entitled An act to amend Chapter 84, of the Public-Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

And

S. B. 95, A bill to be entitled An act to repeal Chapter 40, of the Private Laws of 1921, entitled An act to incorporate the First Baptist Church of Lincolnton, North Carolina, Lincoln County.

And

S. B. 168, A bill to be entitled An act to create a Commissioner of Willow Dale Cemetery for the City of Goldsboro, North Carolina.

And

H. B. 444, A bill to be entitled An act to amend Chapter 193, Public-Local Laws of 1921, relative to the salary of the Sheriff of Yadkin County.

And

H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

And

H. B. 431, A bill to be entitled An act relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.

And

H. B. 435, A bill to be entitled An act to place the officers of Bladen County on a salary basis and to fix the salary of officers.

With favorable reports.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 9, A bill to be entitled An act to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 133, A bill to be entitled An act to repeal Chapter 368, Public-Local Laws, 1929, relating to the payment of taxes in Gates County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 171, A bill to be entitled An act to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 246, A bill to be entitled An act to amend Chapter 433, Public Local Laws of 1927, relating to Johnston County Highway Commission.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 288, A bill to be entitled An act to require the Sheriff of Cumberland County and the Tax Collectors of all municipalities in said County to accept partial payments on taxes.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 323, A bill to be entitled An act for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of performance of his duties as Deputy Sheriff.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 397, A bill to be entitled An act to abolish the office of County Treasurer of Lenoir County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 400, A bill to be entitled An act to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County Home and prisoners of Cumberland County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 402, A bill to be entitled An act to amend Chapter 120, Public-Local Laws of 1929, relative to the time of holding meets of the Board of Commissioners of New Hanover County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 378, A bill to be entitled An act to authorize the establishment of Municipal Recorder's Court in Moore County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 381, A bill to be entitled An act to abolish the Highway Commission of Pasquotank County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 386, A bill to be entitled An act to create a Jury Commission for the County of Yancey.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

H. B. 404, A bill to be entitled An act relating to the compensation of the members of the Board of County Commissioners of New Hanover County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 411, A bill to be entitled An act to provide for the registration of maps or plats in Moore County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 412, A bill to be entitled An act authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 422, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 423, A bill to be entitled An act to amend Chapter 610, Public Local Laws of 1925, relating to Drainage District in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 428, A bill to be entitled An act to amend Chapter 368 of the Public-Local Laws of 1911, and Chapter 203 of the Public-Local Laws of 1917, relating to the Police Court for the Town of Canton, County of Haywood.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 318, A bill to be entitled An act to amend Chapter 233, Public Laws, 1925, relating to the salaries of the Solicitor and the Recorder of the Municipal County Court of Lenoir County, and to amend Chapter 408, of the Public-Local Laws, 1927, relating to the terms of office of said Recorder and Solicitor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 321, A bill to be entitled An act to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 413, A bill to be entitled An act to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina relating to amusements and entertainments in and near the Town of Chapel Hill and to enact a substitute section therefor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 440, A bill to be entitled An act to regulate the issuance of criminal processes out of the Justice of the Peace Courts for Richmond County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 130, A bill to be entitled An act to validate the official acts of N. J. Minton, a Justice of the Peace of Hertford County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 136, A bill to be entitled An act to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

As amended, and remains on the Calendar, for its second reading until Tuesday, February 17, 1931.

H. B. 408, A bill to be entitled An act to expedite the trial of criminal cases and to dispense with jury trial therein.

Passes its second reading, and remains on the Calendar.

H. B. 105, A bill to be entitled An act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

Passes its second reading, and remains on the Calendar.

H. B. 401, A bill to be entitled An act to regulate certain duties of plumbing inspectors.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 419, A bill to be entitled An act to repeal Chapter 28, Public Laws of North Carolina, 1929, relative to torts of corporation.

On motion of Mr. Haynes of Forsyth, the bill is Tabled.

S. B. 23, A bill to be entitled An act to provide for special judges in North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 99, A bill to be entitled An act to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.

As amended, passes its second reading, and remains on the Calendar.

On motion of Mr. Upchurch, the House adjourns, and will meet tomorrow at 10:30 o'clock A. M.

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### THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,

Saturday, February 14, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of Raleigh, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Claims:

H. B. 421, A bill to be entitled An act for the relief of Reuben Roberts of Madison County.

With a favorable report.

### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows: And they are sent to the Senate.

H. B. 288, A bill to be entitled An act to require the Sheriff of Cumberland County and the Tax Collectors of all municipalities in said county to accept partial payments on taxes.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Jeffress: H. B. 462, A bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and to the Clerk of Superior Court of Guilford County by photography.

Referred to the Committee on Judiciary No. 1.

By Messrs. Howell and Reed: H. B. 463, A bill to be entitled An act to amend Section 6376 of the Consolidated Statutes of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Braddy: H. B. 464, A bill to be entitled An act to provide for the election of County officers for the County of Bladen.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Pitts: H. B. 465, A bill to be entitled An act to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County.

Referred to the Committee on Judiciary No. 2.

By Mr. Hanes of Forsyth, Mr. Marshall and Cox of Forsyth: H. B. 466, A bill to be entitled An act to change site of jail in Forsyth County.

Referred to the Committee on Counties, Cities and Towns.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 138, A bill to be entitled An act to amend Chapter 267 of the Public-Local Laws of 1921 relating to the enforcement of the Prohibition Law in Rutherford County, etc.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina relating to sales under execution.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 148, A bill to be entitled An act to amend Chapter 119, Public Laws of 1929, relating to State Barbers' License Law.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 163, A bill to be entitled An act to amend Chapter 84, Public-Local Laws of 1925 and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of Court, Register of Deeds and Deputy Register for Union County, North Carolina.

Placed on the Calendar for concurrence in the Senate amendment.

Substitute for H. B. 198, A bill to be entitled An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly-owned automobiles for private purposes, so as to be applicable to cities and towns.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 27, A bill to be entitled An act to amend Section 2334 of Volume 3, Consolidated Statutes relating to Grand Juries in Wayne and Iredell Counties.

Referred to the Committee on Courts and Judicial Districts.

S. B. 29, A bill to be entitled An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925, 1927 and 1929, being Chapter 192, Public Laws 1925, 147 Public Laws of 1927 and 295 Public Laws 1929.

Referred to the Committee on Appropriations.

Substitute Bill for S. B. 87, A bill to be entitled An act to repeal Chapter 264 Public Laws of 1929 amending Section 6016 Consolidated Statutes of North Carolina, relating to Poll Books.

Referred to the Committee on Election Laws.

S. B. 150, A bill to be entitled An act to amend Chapter 25 Private Laws, 1911, incorporating the Town of Ellerbee in Richmond County and to provide for the appointment of the Chief of Police by Governing Body.

Referred to the Committee on Counties, Cities and Towns.

S. B. 153, A bill to be entitled An act to amend Chapter 84, Public-Local Laws of 1925, relating to Assistant Clerk of Superior Court of Union County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 171, A bill to be entitled An act to prevent depredation of domestic fowls in the County of Cherokee.

Referred to the Committee on Propositions and Grievances.

S. B. 172, A bill to be entitled An act to repeal the Act creating the Andrews Power and Light Commission for the Town of Andrews, North Carolina, said Act being Chapter No. 214, Public-Local Laws of North Carolina of the Session of 1927 of the General Assembly.

Referred to the Committee on Judiciary No. 1.

H. B. 87, A bill to be entitled An act to provide that the Courts of North Carolina shall take Judicial notice of the law of the United States or of any State, territory or dependency thereof or of any foreign country whenever the same shall be material.

Placed on the Calendar for concurrence in the Senate amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 431, A bill to be entitled An act relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 435, A bill to be entitled An act to place the officers of Bladen County on a salary basis and to fix the salary of officer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 444, A bill to be entitled An act to amend Chapter 193, Public-Local Laws of 1921 relating to the salary of Sheriff of Yadkin County.

On motion of Mr. Pinnix the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 454, A bill to be entitled An act to amend Chapter Eighty-four of the Public-Local Laws of One Thousand Nine Hundred and Twenty-five,



fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 95, A bill to be entitled An act to repeal Chapter No. 40 of the Private Laws of 1921, entitled An act to incorporate the First Baptist church of Lincolnton, North Carolina, Lincoln County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 168, A bill to be entitled An act to create a Commissioner of Willow Dale Cemetery Fund for the City of Goldsboro, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 94, An Act requiring County officials of Avery County to pay the premiums on surety bonds given by them.

H. B. 97, An Act to abolish the County Recorder's Court of Swain County.

H. B. 197, An Act to prevent losses to general municipal tax payers in Catawba County.

S. B. 113, An Act relating to the election of County Commissioners of Avery County.

H. B. 330, An Act to amend Chapter One Hundred and Thirty-two, of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven relating to the Auditor's report.

H. B. 267, An Act to repeal Chapter Five Hundred and Thirty-eight Public-Local Laws of One Thousand Nine Hundred and Fifteen, relating to the collection of taxes in Robeson and other counties, in so far as the same applies to Bladen County.

S. B. 100, An Act to amend Chapter Seventy-six, Public-Local Laws of North Carolina, One Thousand Nine Hundred Twenty-three relative to compulsory school attendance of Cherokee Indians.

H. B. 80, An Act to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

H. B. 441, An Act to abolish the office of tax Collector of Robeson County, and to amend Chapter Five Hundred and Eighty-eight, Public-Local Laws of One Thousand Nine Hundred and Twenty-three; to repeal Chapter Three Hundred and Eighty, Public-Local Laws of One Thousand Nine Hundred and Twenty-five; and Chapter Four Hundred and Sixty-five, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven; and Chapter Forty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine; and to amend Chapter Three Hundred and Sixty, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine.

H. B. 269, An Act to repeal Chapter One Hundred and Fourteen of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, relating to shipping veal calves.

S. B. 30, An Act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for

and provide for the payment of the obligations authorized by and incurred under Chapter Forty-nine of Public Laws of One Thousand Nine Hundred Twenty-seven.

H. B. 205, An Act to enable the Commissioners of Jackson County to regulate the Recorder's Court of the County or to abolish it at their discretion.

H. B. 227, An Act relative to the collection of street assessments in the Town of Bessemer City, North Carolina.

H. R. 424, Joint Resolution inviting the Honorable Alfred E. Smith to address a Joint Session of the General Assembly of North Carolina.

H. B. 190, An Act to prohibit public drunkenness in Avery County, North Carolina.

H. B. 188, An Act to repeal Chapter Four Hundred and Fifty-eight, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, providing for the working of prisoners of Avery County.

H. B. 111, An Act to repeal Chapter One Hundred Ninety Six Public-Local Laws of One Thousand Nine Hundred Twenty-one, and all amendments thereto providing for rural policemen for Rutherford County.

H. B. 119, An Act to amend Chapter Two Hundred and Twelve, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, creating the office of Tax Collector of Haywood County.

H. B. 231, An Act to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath Day.

H. B. 221, An Act to amend Section One Thousand Six Hundred and Eighty-four (a), Volume Three of the Consolidated Statutes, placing Haywood County under the State-wide dog Law.

H. B. 292, An Act to authorize the State Treasurer to pay Confederate Pension check number Five Hundred and One, dated December Fifteenth, One Thousand Nine Hundred and Thirty, to Florence Sanders, daughter of Emily Dudley, deceased, Confederate Pensioner.

H. B. 335, An Act governing the election of the Commissioners of Franklin County.

H. B. 123, An Act to repeal Two Hundred and Five of the Public Laws of One Thousand Nine Hundred and Twenty-nine, for the purpose of abolishing the January term of Court of Madison County.

H. B. 152, An Act to abolish the office of County Treasurer of Hoke County.

On motion of Mr. Howell, the House adjourns and will meet Monday at 12 o'clock noon.

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### THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Monday, February 16, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. R. B. Perry of Wooster, Ohio.



Mr. Thomas for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Harnett: H. B. 467, A bill to be entitled An act to amend Chapter One Hundred and Thirty-nine, Public-Local Laws, Extra Session One Thousand Nine Hundred and Twenty-four, relating to Criminal Courts of Harnett County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cox of Jackson: H. B. 468, A bill to be entitled An act to amend Chapter Sixty-nine of the Public-Local Laws, Extra Session of One Thousand Nine Hundred and Thirteen and acts amendatory thereto, relative to Exclusive Stock Law in Jackson County.

Referred to the Committee on Agriculture.

By Messrs. Howell and Reed: H. B. 469, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of 1919, relating to foreclosure under mortgages and deeds of trust and sales of real estate by executors and administrators.

Referred to the Committee on Judiciary No. 2.

By Mr. Ewbank: H. B. 470, A bill to be entitled An act to fix the mileage charge to the state, or any subdivision thereof, by employees or officer of the same, who use privately owned motor vehicles in transporting themselves at the expense of the state or any subdivision thereof.

Referred to the Committee on Appropriations.

By Messrs. Butler and Uzzell: H. B. 471, A bill to be entitled An act to amend Chapter 2, Section 28, Public Laws of 1921, to provide a uniform license fee for all passenger automobiles and certain trucks for private use.

Referred to the Committee on Finance.

By Mr. Butler: H. B. 472, A bill to be entitled An act to repeal Section 157, Chapter 345, of the Public Laws of 1929, relating to process tax.

Referred to the Committee on Judiciary No. 1.

By Mr. Killian: H. B. 473, A bill to be entitled An act to permit fishing without license in certain private fish ponds in Clay County.

Referred to the Committee on Conservation and Development.

By Mr. Halstead: H. B. 474, A bill to be entitled An act to amend Chapter 333, Public Laws, 1929, entitled "An Act to regulate and promote the fur bearing industry in North Carolina and to raise revenue therefor."

Referred to the Committee on Game.

By Mr. Johnston of Ashe: H. B. 475, A bill to be entitled An act to place certain Confederate Veterans and a widow of a Confederate Veteran on the Pension Roll and to change the classification of certain widows now on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Scarborough: H. B. 476, A bill to be entitled An act to regulate the employment of the County Superintendent of Schools for Richmond County by the Board of Education of said County.

Referred to the Committee on Education.

By Mr. McBee: H. B. 477, A bill to be entitled An act to provide for Trustees of the Spruce Pine Hospital located at Spruce Pine, Mitchell County to fix the terms of office of said trustees, and to validate a resolution of the County Commissioners of Mitchell County with respect to said hospital.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 478, A bill to be entitled An act to impose the duties of Tax Collector upon the Secretary-treasurer of the Town of Spruce Pine, and provide bond therefor.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 479, A bill to be entitled An act to amend Chapter 3904 of the Consolidated Statutes increasing the fees of the Clerk of Superior Court of Mitchell County and to create for said County the office of Treasurer-Collector, and to fix the salary and fees of the Sheriff of Mitchell County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 480, A bill to be entitled An act to amend Chapter Four Hundred and Forty-five, of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the division of Mitchell County in Road Districts and working the free labor thereon.

Referred to the Committee on Public Roads.

And

H. B. 481, A bill to be entitled An act to repeal Chapter Two Hundred and Fifty-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to inoculation of dogs for rabies in Mitchell County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 482, A bill to be entitled An act to repeal Chapter Eighty-four, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to fowls running at large in Mitchell County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ethridge: H. B. 483, A bill to be entitled An act to amend Section 2, Subsection (f), Chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways.

Referred to the Committee on Public Roads.

And

H. B. 484, A bill to be entitled An act to furnish certain Volumes of the Supreme Court reports to the Clerk of the Court of Dare County.

Referred to the Committee on Judiciary No. 1.

By Mr. Neal: H. B. 485, A bill to be entitled An act regulating the public printing in North Carolina.

Referred to the Committee on Printing.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 190, A bill to be entitled An act to re-establish the office of Treasurer of Rowan County.

Referred to the Committee on Counties, Cities, and Towns.



S. B. 191, A bill to be entitled An act to amend Chapter 232 of Public-Local Laws of 1929, relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.

Referred to the Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 63, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred and Twenty-seven, relating to the punishment of makers of worthless checks.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is Tabled.

H. B. 105, A bill to be entitled An act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.

S. B. 99, A bill to be entitled An act to clarify and amend Chapter 318 of the Public Laws of 1925 relating to the practice of general contracting.

As amended, passes its third reading and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 87, A bill to be entitled An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

For concurrence in the Senate Amendment.

On motion of Mr. Crouse the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 138, A bill to be entitled An act to amend Chapter 267 of the Public-Local Laws of 1921 relating to the enforcement of the Prohibition Law in Rutherford County, etc.

For concurrence in Senate Amendment.

On motion of Mr. Coffield the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 146, A bill to be entitled An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

For concurrence in Senate Amendment.

On motion of Mr. Turner of Guilford the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 148, A bill to be entitled An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to State Barbers License Law.

For concurrence in the Senate Amendment. On motion of Mr. Young of Durham, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

Substitute Bill for H. B. 198, A bill to be entitled An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly-owned automobiles for private purposes so as to be applicable to cities and towns.

For adoption of the Senate Substitute.

On motion of Mr. Upchurch, the Substitute is adopted and passes its second and third readings and is ordered Enrolled.

The original bill is tabled.

H. B. 250, A bill to be entitled An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort-feasor.

For concurrence in the Senate Amendment.

On Motion of Mr. Spence, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 418, A bill to be entitled An act to regulate mutual burial associations and assessment insurance associations.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 405, A bill to be entitled An act to provide an alternative juror in certain cases.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 416, A bill to be entitled An act to amend Section 6283 of the Consolidated Statutes pertaining to notices to Clerks of Superior Courts of Insurance Companies licensed by the Insurance Commissioner.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 417, A bill to be entitled An act to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 163, A bill to be entitled An act to amend Chapter Eighty-four, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds for Union County, North Carolina.

For concurrence in the Senate Amendment.

On motion of Mr. Helms, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 421, A bill to be entitled An act for the relief of Reuben Roberts of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 408, A bill to be entitled An act to expedite the trial of criminal cases and to dispense with jury trial therein.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

H. B. 363, A bill to be entitled An act to amend Section 8060 of Chapter 133 of the Consolidated Statutes, relating to weights and measures.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 366, A bill to be entitled An act to make recitals in certain instruments prima-facie evidence of heirship in Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Etheridge, Ewbank, Fulghum, Gill, Graham, Gwaltney Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hood, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Ashe, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Smith, Spence, Tatem, Thomas, Turner of Guilford, Upchurch, Uzzell, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Scarborough, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 130, An Act to validate the official acts of N. J. Minton, a Justice of the Peace of Hertford County.

S. B. 23, An Act to provide for special judges in North Carolina.

S. B. 136, An Act to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

H. B. 371, An Act to except Henderson County from the provisions of Chapter Two Hundred and Forty-one Public-Local Laws Session of One Thousand Nine Hundred and Twenty-seven, relating to real estate brokers.

S. B. 95, An Act to repeal Chapter number Forty of the Private Laws of One Thousand Nine Hundred and Twenty-one, entitled "An Act to incorporate the First Baptist Church of Lincoln, North Carolina, Lincoln County."

H. B. 362, An Act to amend Chapter One Hundred and Forty-seven, Public-Local Laws, One Thousand Nine Hundred and Twenty-five, providing for better law enforcement in Catawba County.

S. B. 168, An Act to create a Commissioner of the Willow Dale Cemetery Fund for the City of Goldsboro, North Carolina.

On motion of Mr. Harris Substitute for S. B. 29, A bill to be entitled An Act, to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925, 1927, and 1929, being Chapter 192, Public Laws of 1925, 147, Public Laws of 1927, and 295, Public Laws of 1929, is taken from the Committee on Appropriations and placed on the Calendar.

On motion of Mr. Hipps, the House adjourns and will meet tomorrow at 12 o'clock noon.

## THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, February 17, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. O. L. Riggs of Raliegh, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. Brawley, former member of the House, also to Mr. Bulwinkle, Congressman from the Ninth District.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mrs. Mebane, for the Committee on Public Welfare.

H. B. 460, A bill to be entitled An act providing for a State institution for delinquent colored girls at Elfland, Orange County.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 403, A bill to be entitled An act to repeal Chapter 339, Public Laws, 1929, relating to separate specifications for certain contract work on public buildings.

And

S. B. 172, A bill to be entitled An act to repeal the Act creating the Andrew's Power and Light Commission for the Town of Andrews, North Carolina, said Act being Chapter No. 214 of the Public-Local Laws of North Carolina of the Session of 1927 of the General Assembly.

And

H. B. 462, A bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of Superior Court of Guilford County by photography.

And

H. B. 429, A bill to be entitled An act to provide for the better enforcement of the Prohibition Laws in Montgomery County.

And

H. B. 448, A bill to be entitled An act to amend Section Four Thousand Four Hundred and Eighty-one of the Consolidated Statutes, Volume Three, relating to landlord and tenant, so as to make the said Section apply to Stokes County.

And

H. B. 481, A bill to be entitled An act to repeal Chapter Two Hundred and Fifty-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to inoculation of dogs for rabies in Mitchell County.

And

H. B. 484, A bill to be entitled An act to furnish certain Volumes of the Supreme Court Reports to the Clerk of the Court of Dare County.

And



H. B. 451, A bill to be entitled An act relating to witness fees in Beaufort County, amending Section Thirty, Eight Hundred Ninety-three, Consolidated Statutes.

With favorable reports.

And

H. B. 329, A bill to be entitled An act to amend Chapter 2 of the Consolidated Statutes of 1919, relating to the adoption of minors.

With a favorable report, as amended.

And

H. B. 472, A bill to be entitled An act to repeal Section 157, Chapter 345, of the Public Laws of 1929, relating to process tax.

The Committee recommends that the bill be recommitted to the Committee on Finance.

It is so ordered.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following engrossed bills, and find them properly engrossed, as follows: And they are sent to the Senate.

H. B. 105, A bill to be entitled An act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

H. B. 408, A bill to be entitled An act to expedite the trial of criminal cases and to dispense with jury trial therein.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Butler: H. R. 486, A resolution requiring the heads of all the departments of the State Government to furnish to the members of the House of Representatives a list of the employees of their respective departments, and the duties and salary of each.

On motion of Mr. Johnson of Halifax, the resolution is adopted.

By Messrs. James and Jones: H. B. 487, A bill to be entitled An act to repeal the North Carolina Workmen's Compensation Act.

Referred to the Committee on Insurance.

By Mr. Johnson of Currituck: H. B. 488, A bill to be entitled An act to require the County Treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to the said treasurer.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 489, A bill to be entitled An act to repeal Chapter Three Hundred and Seven Public-Local Laws of One Thousand Nine Hundred and Twenty-one, relating to the fees of the Clerk of the Superior Court of Currituck County.

Referred to the Committee on Salaries and Fees.

And

H. B. 490, A bill to be entitled An act amending Chapter 229, Public-Local Laws of 1927, relating to the propagation of wild fowls in Currituck County.

Referred to the Committee on Game.

And

H. B. 491, A bill to be entitled An act to prohibit the sale of corn and soja beans in Currituck County, between the hours of sunset and sunrise.

Referred to the Committee on Agriculture.

By Mr. McRae, by request: H. B. 492, A bill to be entitled An act pertaining to the cut stone industry of North Carolina.

Referred to the Committee on Conservation and Development.

By Mr. Thomas: H. B. 493, A bill to be entitled An act to repeal Chapter 158 of the Public-Local Laws of 1929, relating to the payment of premiums on official bonds of the Sheriffs of Anson County.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Whitley and Upchurch: H. B. 494, A bill to be entitled An act to amend Section 1878 of the Consolidated Statutes of North Carolina, relative to the regulation by the Department of Conservation of fishing in private lakes and ponds in Wake County.

Referred to the Committee on Conservation and Development.

By Mr. Bruton: H. B. 495, A bill to be entitled An act to place Mrs. Mary Martin and Mrs. Fannie Williams Barrett, of Montgomery County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Seawell: H. B. 496, A bill to be entitled An act to amend the Municipal Finance Act of North Carolina, and more particularly Section 2943 of the North Carolina Code of 1927.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 497, A bill to be entitled An act to amend Section 2808 of the North Carolina Code of 1927, being Section 3, Sub-chapter 11, Chapter 136 of the Public Laws of 1927.

Referred to the Committee on Finance.

Br. Mr. Turner of Guilford, by request: H. B. 498, A bill to be entitled An act to amend Section 2191 of the Consolidated Statutes, allowing a trust company to be appointed public guardian.

Referred to the Committee on Judiciary No. 1.

By Mr. Ewing: H. B. 499, A bill to be entitled An act relating to Terms of Superior Court in the Ninth Judicial District.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 500, A bill to be entitled An act to prevent the obstruction of streams in Cumberland County.

Referred to the Committee on Conservation and Development.

And

H. B. 501, A bill to be entitled An act to place Mrs. Ann Christian Ingram, of Cumberland County in "Class A" of the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Messrs. Howell and Reed: H. B. 502, A bill to be entitled An act regulating the office of Justices of the Peace and the office of the Constable of Asheville Township, Buncombe County.

Referred to the Committee on Judiciary No. 1.

And



H. B. 503, A bill to be entitled An act to amend Section 8028 of the North Carolina Code of 1927, being Section 4 of Chapter 221 of the Public Laws of 1927, providing for uniform handling of tax sales certificates; to provide for property owners to redeem their real estate from counties, cities, and towns on a partial payment plan and to extend the time of foreclosure suits against tax certificates requiring counties, cities, and towns to make certain rebates on excessive costs in foreclosure in tax liens; to repeal Section 8037 of the North Carolina Code, being Chapter 221, Section 4 Public Laws of 1927, relating to tax lien foreclosure; and amend Section 7994 of the North Carolina Code, Section 18, Chapter 92 of the Public Laws of 1919, relating to discounts and penalties.

Referred to the Committee on Finance.

By Mr. White of Robeson: H. B. 504, A bill to be entitled An act to amend Section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

Referred to the Committee on Proposition and Grievances.

By Mr. Cox of Jackson, by request: H. B. 505, A bill to be entitled An act to amend Chapter One Hundred and Three of the Consolidated Statutes in regard to admissions to hospitals for the insane.

Referred to the Committee on Judiciary No. 1.

By Mr. Seawell: H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County.

Referred to the Committee on Salaries and Fees.

By Mr. Johnson of Chatham: H. B. 507, A bill to be entitled An act to amend Section 6760 of the Consolidated Statutes, regulating the practice of Veterinary Surgery.

Referred to the Committee on Agriculture.

By Messrs. Moye and Fulghum: H. B. 508, A bill to be entitled An act to amend Section Twenty-nine Public Laws of One Thousand Nine Hundred and Twenty-seven, so as to permit the operation of motor vehicles owned by orphanages on payment or registration fee of one dollar each.

Referred to the Committee on Finance.

By Mr. Jeffress: H. B. 509, A bill to be entitled An act to amend Chapter Thirty-six Public Laws of One Thousand Nine Hundred and Twenty-seven, amending Section Seven Thousand Six Hundred and Sixty-seven of the Consolidated Statutes, relative to distribution of Supreme Court Reports and other public laws and documents.

Referred to the Committee on Judiciary No. 1.

And

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

Referred to the Committee on Health.

And

H. B. 511, A bill to be entitled An act to provide for the licensing and supervision of swimming pools and bathing beaches.

Referred to the Committee on Health.

By Mr. Davis of Edgecombe: H. B. 512, A bill to be entitled An act to amend Section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in building and loan associations.

Referred to the Committee on Insurance.

And

H. B. 513, A bill to be entitled An act to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

Referred to the Committee on Insurance.

And

H. B. 514, A bill to be entitled An act to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations.

Referred to the Committee on Insurance.

By Mr. Flannagan: H. B. 515, A bill to be entitled An act to amend and reenact Chapter 243, Section 1, Laws of 1917 relating to deposits in two names.

Referred to the Committee on Judiciary No. 1.

By Messrs. Uzzell and Huffman: H. B. 516, A bill to be entitled An act to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.

Referred to the Committee on Judiciary No. 2.

By Mr. Long of Alamance: H. B. 517, A bill to be entitled An act to authorize the Board of Commissioners of Alamance County to purchase and convey land for the purpose of protecting county sinking fund investments.

Referred to the Committee on Finance.

And

H. B. 518, A bill to be entitled An act authorizing the Town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Ewing and Young of Harnett: H. B. 519, A bill to be entitled An act to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

Referred to the Committee on Conservation and Devedopment.

By Mr. Cranor: H. B. 520, A bill to be entitled An act to protect foxes in Wilkes County.

Referred to the Committee on Conservation and Development.

By Mr. Johnston of Ashe: H. B. 521, A bill to be entitled An act for the protection of foxes in Ashe County.

Referred to the Committee on Conservation and Development.

By Mr. Connor: H. R. 522, A resolution providing for a meeting of Representatives of the States of North Carolina and South Carolina to consider the operation of interstate motor driven vehicles.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Pinnix: H. B. 523, A bill to be entitled An act to regulate the collection of back taxes in Yadkin County.

Referred to the Committee on Finance.

By Mr. Henry: H. B. 524, A bill to be entitled An act to validate certain legal sales in Transylvania County.

Referred to the Committee on Judiciary No. 2.



By Mr. McDevitt: H. B. 525, A bill to be entitled An act authorizing the Highway Commission of the State of North Carolina to pay interest on loans made by Madison County and various other counties to the State Highway Commission and to retire the principal.

Referred to the Committee on Public Roads.

And

H. B. 526, A bill to be entitled An act regulating the sale of land in Madison County for taxes.

Referred to the Committee on Finance.

And

H. B. 527, A bill to be entitled An act to create a Special Road District, including Townships One, Two, Three, Four, Five, Six, Seven, Ten, Eleven, Twelve, Thirteen, Fourteen, Fifteen and Sixteen in Madison County, and for other purposes.

Referred to the Committee on Public Roads.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 183, A bill to be entitled An act to fix the date for the expiration of oral and verbal leases on farm lands in Cleveland County.

Referred to the Committee on Judiciary No. 2.

S. B. 192, A bill to be entitled An act relative to damage done by dogs in Wilson County.

Referred to the Committee on Judiciary No. 2.

S. B. 210, A bill to be entitled An act to provide for rural policemen for Warren County.

Referred to the Committee on Counties, Cities and Towns.

H. B. 45, A bill to be entitled An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

For concurrence in the Senate Amendment.

On motion of Mr. Thompson, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 258, A bill to be entitled An act to authorize boards of commissioners to establish County Courts with criminal jurisdiction.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

Substitute Bill for H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

Substitute adopted.

As amended, passes its second reading, and remains on the Calendar.

Substitute for H. B. 344, A bill to be entitled An act to amend Section 24, Article 4, of the Constitution of North Carolina relative to Sheriffs and Coroners.

Substitute adopted.

Passes its second reading by the following vote.

Those voting in the affirmative are: Messrs. Allen, Black, Brooks, Bruton, Burgin, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Doshier, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Gattis, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Long of Alamance, Loven, Lumpkin, Lyon, MacLean, Mebane, Morphew, McBee, McDevitt, McEachern, Neal, Newman, Norman, Parker, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Willis, White of Chowan, White of Robeson, Whitely, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: Messrs. Bender, Braddy, Brinson, Butler, DeHart, Ewing, Gatling, Gwaltney, Helms, Henry, Johnson of Chatham, Johnson of Halifax, Jones, Killian, Long of Halifax, Marshall, Moye, McGugan, Pinnix, Puett, Spence, Turner of Iredell, Ward, Waynick—24.

The following pairs are announced:

Mr. Moss with Mr. Johnston of Caswell. Were Mr. Johnston present he would vote "no," Mr. Moss would vote "aye."

The question now recurs upon the passage of the Substitute bill on its third reading.

The Substitute bill passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Brooks, Burgin, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Doshier, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Gattis, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hipps, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Long of Alamance, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, Neal, Newman, Norman, Parker, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—75.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Bruton, Butler, DeHart, Gatling, Gwaltney, Helms, Henry, Johnson of Chatham, Johnson of Halifax, Jones, Killian, Long of Halifax, Marshall, Moye, McGugan, Pinnix, Puett, Spence, and Waynick—23.

The original bill is laid on the Table.

H. B. 309, A bill to be entitled An act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Groves, Gwaltney, Hal-



stead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Simon, Smith, Spence, Sutton, Thomas, Thomposn, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—92.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 138, An act to amend Chapter 267 of the Public-Local Laws of 1921 relating to the enforcement of the Prohibition Law in Rutherford County, etc.

H. B. 87, An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

H. B. 146, An act amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.

H. B. 198, An act to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly-owned automobiles for private purposes so as to be applicable to cities and towns.

H. B. 148, An act to amend Chapter 119, Public Laws of 1929, relating to State Barbers' License Law.

H. B. 163, An act to amend Chapter 84, Public Local Laws of 1925, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds of Union County, North Carolina.

H. B. 250, An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort-feasor.

H. B. 253, An act regulating the salaries of the Clerk of the Superior Court and Register of Hyde County.

H. B. 26, An act to amend Chapter 74, Public-Local Laws of 1911; Chapter 112, Public-Local Laws of 1913; Chapter 100, Public-Local Laws of 1920, and Chapter 287, Public Local Laws of 1929, relating to the Recorder's Court in the City of Washington.

Mr. Cox of Forsyth makes a motion that when S. B. 154, A bill to be entitled an Act to define oleomargarine and prevent fraud and deception in its manufacture, storage and sale, defining violations of this Act and fixing penalties therefor, is reported from the Committee on Agriculture, it be recommitted to the Committee on Finance.

On motion of Mr. Davis of Edgecombe, the House adjourns until 12 o'clock, Noon, tomorrow, in honor of the respect and esteem it has for the Honorable James R. Young, former Insurance Commissioner of North Carolina, who is in the lobby and today is celebrating his seventy-eighth anniversary.

## THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, February 18, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. W. Davidson of Raleigh, North Carolina.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Kendrick, Boyd, Giles, Williamson, Dunn, Reaves, Boren, Matthews, Murchison, Davis, and Parham, former members of the House, also the the Honorable Clyde R. Hoey.

## COMMITTEE APPOINTMENTS

The Speaker announces the additional appointments to the following committees:

Mr. Puett to the Committee on Public Welfare.

Mr. Willis to the Committee on Congressional Districts.

Mr. Scarborough to the Committee on Judiciary No. 2.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2:

H. B. 445, A bill to be entitled An act to amend Chapter 358 of the Public-Local Laws, 1927, relative to the enforcement of the Turlington Act in Franklin County.

And

H. B. 433, A bill to be entitled An act to amend Chapter 466 of the Public-Local Laws of 1929, exempting Graham County from Pool Room Law.

And

H. B. 457, A bill to be entitled An act to amend the Charter of Beaufort, North Carolina.

And

S. B. 192, A bill to be entitled An act relative to damage done by dogs in Wilson County.

And

H. B. 524, A bill to be entitled An act to validate certain legal sales in Transylvania County.

And

H. B. 516, A bill to be entitled an Act to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.

And

H. B. 453, A bill to be entitled An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.

And



H. B. 434, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales.

With favorable reports.

And

H. B. 465, A bill to be entitled An act to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County.

And

H. B. 409, A bill to be entitled An act to give to owners of peanut pickers a lien on peanuts picked in Northampton County.

With favorable reports, as amended.

And

S. B. 53, A bill to be entitled An act to make the lien provisions of Section 2435 of the Consolidated Statutes of North Carolina applicable to finishers, bleachers, mercerizers and others.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 90, A bill to be entitled An act to amend Chapter 62, Public Laws, 1927, relating to the giving of worthless checks so as to make it unlawful for officers issuing or serving warrants to act as collecting agent for the payee named in the check.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 342, A bill to be entitled An act requiring incorporated cities and towns to publish annually a statement of receipts and disbursements.

And

H. B. 493, A bill to be entitled An act to repeal Chapter 158, of the Public Local Laws, 1929, relating to the payment of premiums on official bonds of the Sheriffs of Anson County.

And

H. B. 518, A bill to be entitled An act authorizing the town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.

And

H. B. 479, A bill to be entitled An act to amend Chapter 3904, of the Consolidated Statutes, increasing the fees of the Clerk of Superior Court of Mitchell County, and to create for said County the office of Treasurer-Collector, and to fix the salary and fees of the Sheriff of Mitchell County

And

H. B. 482, A bill to be entitled An act to repeal Chapter 84, Public-Local Laws, 1929, relating to fowls running at large in Mitchell County.

And

H. B. 488, A bill to be entitled An act to require the County Treasurer of Currituck County to furnish bond in a surety company for all funds entrusted to the said Treasurer.

And

H. B. 466, A bill to be entitled An act to change site of jail in Forsyth County.

And

H. B. 477, A bill to be entitled An act to provide for Trustees of the Spruce Pine Hospital, located at Spruce Pine, Mitchell County, to fix the

terms of office of said Trustees, and to validate a resolution of the County Commissioners of Mitchell County with respect to said hospital.

And

H. B. 478, A bill to be entitled An act to impose the duties of Tax Collector upon the Secretary-Treasurer of the Town of Spruce Pine and provide bond therefor.

With favorable reports.

And

H. B. 496, A bill to be entitled An act to amend the Municipal Finance Act of North Carolina, and more particularly Section 2943 of the North Carolina Code of 1927.

The Committee recommends that this bill be recommitted to the Committee on Finance.

It is so ordered.

And

S. B. 210, A bill to be entitled An act to provide for rural policemen for Warren County.

And

H. B. 444, A bill to be entitled An act to amend Chapter 193, Public-Local Laws of 1921, relative to the salary of the Sheriff of Yadkin County.

With unfavorable reports.

By Mr. Seawell, for the Committee on Propositions and Grievances:

H. B. 301, A bill to be entitled An act providing for investigation of the coasts, ports and waterways of North Carolina.

With a favorable report.

And

S. B. 171, A bill to be entitled An act to prevent depredations of domestic fowls in the County of Cherokee.

With a favorable report, as amended.

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 468, A bill to be entitled An act to amend Chapter 69 of the Public-Local Laws, Extra Session of 1913, and Acts amendatory thereto, relative to Exclusive Stock Law in Jackson County.

And

H. B. 507, A bill to be entitled An act to amend Section 6760 of the Consolidated Statutes regulating the practice of veterinary surgery.

With favorable reports.

And

H. B. 491, A bill to be entitled An act to prohibit the sale of corn and soja beans in Currituck County between the hours of sunset and sunrise.

With a favorable report, as amended.

By Mr. Connor, for the Committee on Roads:

H. B. 480, A bill to be entitled An act to amend Chapter 445, of the Public-Local Laws of 1929, relating to the division of Mitchell in road districts and working the free labor thereon.

And

H. B. 483, A bill to be entitled An act to amend Section 2, Subsection of Chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways.

With favorable reports.



## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows:

H. B. 258, A bill to be entitled An act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction.

On motion of Mr. Johnson of Caswell the vote by which the bill passed its third reading is reconsidered.

Mr. Johnson offers an amendment which is adopted, and as amended, the bill passes its third reading and is ordered Engrossed and sent to the Senate.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Holmes and Flanagan: H. B. 528, A bill to be entitled An act to impose a license tax upon persons, firms and corporations engaged in the business of buying and selling scrap or untied leaf tobacco.

Referred to the Committee on Finance.

By Mr. Day: H. B. 529, A bill to be entitled An act to amend Chapter 208 of the Public-Local Laws, Extra Session of 1924, so as to lengthen the term of office of members of the Board of County Commissioners and Board of Education in Onslow County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Young of Harnett: H. B. 530, A bill to be entitled An act validating certain school building bonds of Harnett County.

Referred to the Committee on Finance.

By Mr. Norman: H. B. 531, A bill to be entitled An act to repeal Chapter 209 of the Private Laws, 1927, creating a Power and Water Commission for the Town of Plymouth.

Referred to the Committee on Judiciary No. 1.

By Mr. Hamilton: H. B. 532, A bill to be entitled An act to authorize the Commissioners of Carteret County to appoint a tax collector, fix his compensation and to fix the salary of the Sheriff of Carteret County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ward: H. B. 533, A bill to be entitled An act for the protection of game and for the regulation of hunting leases and licenses in Randolph County.

Referred to the Committee on Conservation and Development.

And

H. B. 534, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes and Section 1, of Chapter 318, of the Public Laws of North Carolina, regulating the disposition of dog tax in Randolph County.

Referred to the Committee on Finance.

By Mr. Johnston of Ashe: H. B. 535, A bill to be entitled An act to amend Chapter 104, Public-Local Laws of 1929, relative to the salary of the Sheriff of Ashe County.

Referred to the Committee on Salaries and Fees.

And

H. B. 536, A bill to be entitled An act to repeal Chapter 91, Public-Local Laws, 1927, relating to the Board of County Commissioners of the County of Ashe.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Doshier: H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

Referred to the Committee on Judiciary No. 1.

By Mr. Upchurch, by request: H. B. 538, A bill to be entitled An act to require that indigent persons be provided for by their children.

Referred to the Committee on Public Welfare.

By Mr. MacLean: H. B. 539, A bill to be entitled An act to require public officials receiving public money, to keep the same separate from their own funds.

Referred to the Committee on Judiciary No. 1.

By Mr. Morphew: H. B. 540, A bill to be entitled An act for the protection of game in Graham County.

Referred to the Committee on Game.

By Mr. Lyon: H. B. 541, A bill to be entitled An act to place certain Confederate Soldiers of Yancey County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Bruton: H. B. 542, A bill to be entitled An act to authorize the Town of Troy in the County of Montgomery to issue bonds of the Town in an aggregate amount of not exceeding Forty Thousand Dollars for the purpose of funding and refunding valid indebtedness of the Town and to validate outstanding indebtedness of said Town.

Referred to the Committee on Finance.

By Mr. Coffield: H. B. 543, A bill to be entitled An act to amend Section 6045 of the Consolidated Statutes eliminating second primary for county officers in Rutherford County.

Referred to the Committee on Election Laws.

And

H. B. 544, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes, relating to the dispossession of tenant by landlord in Rutherford County.

Referred to the Committee on Judiciary No. 1.

By Messrs. Howell and Reed: H. B. 545, A bill to be entitled An act amending Chapter 156 of the Private Laws, 1929, relating to the establishing of the Boxing Commisison for the City of Asheville.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Scarborough: H. B. 546, A bill to be entitled An act to prescribe the minimum length of sentence to be imposed upon conviction of any person of a misdemeanor not within the jurisdiction of a Justice of the Peace.

Referred to the Committee on Judiciary No. 2.

And

H. B. 547, A bill to be entitled An act to prohibit banks and trust companies from unlawfully taking the funds of depositors and to regulate certain charges for services rendered.

Referred to the Committee on Judiciary No. 2.



By Mr. Parker: H. B. 548, A bill to be entitled An act to amend Section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any charitable institution maintained by such society or order as beneficiary.

Referred to the Committee on Insurance.

By Mr. Seawell: H. B. 549, A bill to be entitled An act to abolish the office of Register of Deeds in the several counties of the State and to transfer the powers and functions thereof to the Clerks of the Superior Court.

Referred to the Committee on Reorganization of State Government.

By Mr. Edwards: H. B. 550, A bill to be entitled An act to authorize the Mayor and Commissioners of the Town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Woman's Club.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McDevitt, by request: H. B. 551, A bill to be entitled An act to amend Chapter 113, Public Laws 1921, relative to fees by Justices of the Peace of Madison County.

Referred to the Committee on Salaries and Fees.

And

H. B. 552, A bill to be entitled An act to authorize the Board of Education of Madison County to pay certain damages arising from negligence of their agent.

Referred to the Committee on Education.

By Messrs. Moss and Woodard: H. B. 553, A bill to be entitled An act to decrease the number of Commissioners of the Town of Bailey, Nash County, from five to three.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Newman: H. R. 554, A Joint Resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, 1765.

Referred to the Committee on Judiciary No. 1.

By Mr. Harris: H. R. 555, A Joint Resolution inviting the Honorable Harry Flood Byrd to address the General Assembly.

Passes its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Upchurch: H. B. 556, A bill to be entitled An act to relieve the taxpayers of Wake County from penalties for non-payment of taxes under Section 805, Chapter 344, Public Laws of 1929.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 229, A bill to be entitled An act to provide for the appointment of the School Committee of the Garner High School and Mt. Auburn Elementary School, located in Garner-Mt. Auburn School District.

On motion of Mr. Upchurch the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered Enrolled.

S. R. 231, A Joint Resolution for appointment of a Commission to attend the Sesqui-Centennial celebration at Yorktown, Virginia, October 16-19, 1931.

On motion of Mr. Johnson of Halifax the bill is placed upon its immediate passage.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered Enrolled.

Pursuant to S. R. 231 just passed, the Speaker appoints the following members of the House on the Commission therein created, viz: Mr. Cox of Jackson, Chairman; Messrs. Doshier, Johnson of Halifax, Cherry, Waynick, and Haynes of Forsyth.

Substitute for S. B. 24, A bill to be entitled An act to provide a closer check of the Pension Roll by the Register of Deeds and the Clerk of the Court in each County of the State.

Referred to the Committee on Pensions.

Substitute for S. B. 25, A bill to be entitled An act to amend Section 7109 of the Consolidated Statutes, Volume III, requiring prompt reports from Register of Vital Statistics to Register of Deeds.

Referred to the Committee on Counties, Cities and Towns.

S. B. 94, A bill to be entitled An act to regulate the fees of the Recorder's Court for Union County, and the City of Monroe and to fix the pay of jurors and witnesses in the Recorder's Court.

Referred to the Committee on Salaries and Fees.

S. B. 196, A bill to be entitled An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine the question.

Referred to the Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 360, A bill to be entitled An act to amend Section 5099 (a) of the Consolidated Statutes, Volume III, entitled "An act numbering of cotton bales by public ginneries; public gin defined."

On motion of Mr. White of Chowan the bill is laid on the Table.

H. B. 429, A bill to be entitled An act to provide for the better enforcement of the Prohibition Laws in Montgomery County.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

H. B. 451, A bill to be entitled An act relating to witness fees in Beaufort County, amending Section 3893, Consolidated Statutes.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

Substitute for H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.



The original bill is laid on the Table.

Committee Substitute for H. B. 7, A bill to be entitled An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

For adoption of the Senate Substitute.

On motion of Mr. Hamilton the Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled for ratification.

The original bill is laid on the Table.

H. B. 481, A bill to be entitled An act to repeal Chapter 259, Public-Local Laws of 1929, relating to inoculation of dogs for rabies in Mitchell County.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

S. B. 172, A bill to be entitled An act to repeal the act creating the Andrews Power and Light Commission for the Town of Andrews, North Carolina, said act being Chapter No. 214 of the Public-Local Laws of North Carolina of the Session of 1927 of the General Assembly.

Passes its second and third readings, and is ordered Enrolled.

H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

The question now recurs upon the passage of the bill on its several readings.

Mr. Jeffress offers two amendments which are adopted.

Mr. Woodard makes a motion to reconsider the vote by which an amendment offered by Mr. Johnston of Ashe on February 13, was adopted.

Upon this motion Mr. Johnston of Ashe, calls for the "ayes" and "noes."

The call is sustained, and the motion to reconsider the vote by which Mr. Johnston's amendment was adopted, is passed by the following vote:

Those voting in the affirmative are: Messrs. Black, Bruton, Burgin, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Warren, Dosher, Edwards, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Hanes of Forsyth, Henry, Holmes, Hood, Howell, Huffman, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnston of Caswell, Jones, Long of Alamance, Long of Halifax, Lyon, MacLean, Moss, McEachern, Neal, Newman, Parker, Pinnix, Puett, Seawell, Scarborough, Sigmon, Smith, Spence, Turner of Guilford, Upchurch, Wayne, White of Chowan, White of Robeson, Whitley, Woodall and Woodard—56.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brown, Butler, Cherry, Crouse, Crudup, Davis of Hyde, DeHart, Ervin, Etheridge, Gattis, Gay, Greer, Gwyn, Halstead, Harris, Helms, Hipps, James, Johnson of Pender, Johnston of Ashe, Jolly, LeGrand, Lumpkin, Mebane, Morphew, Moye, McBee, McDevitt, McRae, Norman, Pitts, Reading, Reed, Ruffin, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Willis, Young of Durham, and Young of Harnett—47.

The question now recurs upon the adoption of the amendment, offered by Mr. Johnston of Ashe.

The amendment fails of adoption.

The question now recurs upon the passage of the bill, as amended on its several readings, and as amended, the bill passes its second and third reading and is ordered Engrossed and sent to the Senate.

#### ENROLLED BILLS

Mr. Howell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 45, An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

H. B. 183, An act in relation to the salary of the Sheriff of Camden County.

H. B. 216, An act to repeal the Dog Law as applies to Graham County.

H. B. 404, An act relating to the compensation of the members of the Board of County Commissioners of New Hanover County.

On motion of Mr. Seawell, H. B. 497, A bill to be entitled An act to amend Section 2808 of the North Carolina Code of 1927, being Section 3, Sub-chapter 11, and Chapter 136, of the Public Laws of 1927, is taken from the Committee on Finance, and recommitted to the Committee on Counties, Cities and Towns.

Pursuant to H. R. 522, A resolution providing for a meeting of Representatives of the State of North Carolina and South Carolina to consider the operation of interstate motor driven vehicles, already passed by the House, the Speaker appoints as a committee from the House, Messrs. Connor, McRae and Neal to act with a like committee from the Senate in accordance with the provisions of the resolution.

On motion of Mr. Gay, the House takes a recess until 8 o'clock tonight.

#### NIGHT SESSION

The House meets pursuant to its recess, and resumes consideration of business, with Mr. Speaker presiding.

The courtesies of the floor are extended to the following: Messrs. Bridges and Burgwyn, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance:

S. B. 134, A bill to be entitled An act to authorize the Commissioners of Chatham County to appoint a Tax Collector for said County, and to provide compensation for the Tax Collector of said County.

And

H. B. 349, A bill to be entitled An act to amend Section 5445 of Chapter 95 of the Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927) as amended by authorizing the Commissioners of Chowan County to fix the amount of the bond required of the Treasurer of the school fund of said County in a sum not to exceed double the amount of the average cash balance to the credit of the school fund of said County,



and not less than the average cash balance to the credit of said fund as the Commissioners of said County may determine.

And

H. B. 352, A bill to be entitled An act exempting F. H. Coble from paying a peddler's license.

And

H. B. 426, A bill to be entitled An act to amend the Charter of Siler City as contained in Chapter 208, Private Laws of 1899, fixing the place for tax sales.

With favorable reports.

And

H. B. 394, A bill to be entitled An act to amend Chapter 122 of the Public Laws of 1927, known as the Motor Vehicle Act, relating to license or registration fees for motor vehicles.

The Committee recommends that this bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

And

H. B. 471, A bill to be entitled An act to amend Chapter 2, Section 28, Public Laws of 1921, to provide a uniform license fee for all passenger automobiles and certain trucks for private use.

The Committee recommends that this bill be recommitted to the Committee on Judiciary No. 2.

It is so ordered.

And

H. B. 387, A bill to be entitled An act to repeal the Dog Tax Law as applies to Wilkes County.

And

H. B. 438, A bill to be entitled An act to amend Chapter 100, Public Laws of 1929, placing a farmer on the Advisory Budget Commission.

And

H. B. 447, A bill to be entitled An act requiring the sheriff or other tax collecting officers of each county in the State of North Carolina to distribute motor vehicle taxes, and collect the State license taxes for same, and to require said officers to list said motor vehicles for ad valorem tax, and collect for same prior to delivering tags to the owner of said motor vehicle, and to require said officers to cause to be listed all other personal property belonging to said automobile owner, where the same does not appear to have been listed regularly.

And

S. B. 137, A bill to be entitled An act to relieve church property in the Town of Windsor, Bertie County, from 50 per cent of street paving assessments, if approved by a majority of the voters.

And

H. B. 168, A bill to be entitled An act to repeal Chapter 7 of Public Laws of North Carolina, Session of 1923, to reduce taxes five cents on the one hundred dollars assessed valuation of property in North Carolina by prohibiting the County Commissioners of the various counties from levying and collecting annually a tax to not exceed five cents on the hundred dollars of valuation in addition to the 15 cent rate allowed by the Constitution of the State of North Carolina for general county.

And

H. B. 354, A bill to be entitled An act to authorize the Board of Commissioners of Rutherford County to relieve W. C. Hardin, former Sheriff and Tax Collector of Rutherford County, from liability for funds on deposit in Rutherford County Bank and Trust Company at the time of the failure of said Bank.

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 196, A bill to be entitled An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

With a favorable report, as amended.

#### INTRODUCTIONS OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ruffin: H. B. 557, A bill to be entitled An act to amend Section 1443, Volume III, of the Consolidated Statutes as amended by Chapter 185, Public-Local Laws, 1923, relative to the Terms of Court of Bertie County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Brinson: H. B. 558, A bill to be entitled An act to amend Chapter 157 of the Public Laws of North Carolina of 1929, placing officers of Pamlico County on a salary.

Referred to the Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
February 18, 1931.

MR. SPEAKER:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has failed to concur in the House Amendment to S. B. 99, a bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting, and asks for a conference thereon.

The President has appointed as Conferees on the part of the Senate the following: Senators Grier and Clement.

Respectfully,

LEROY MARTIN,  
*Principal Clerk of the Senate.*

The Speaker appoints as Conferees on the part of the House, Messrs. Doshier, Johnson of Halifax, and Brooks.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 479, A bill to be entitled An act to amend Chapter 3904 of the Consolidated Statutes increasing the fees of the Clerk of Superior Court of Mitchell County, and to create for said County the office of Treasurer-Collector, and to fix the salary and fees of the Sheriff of Mitchell County.



Passes its second and third readings, and ordered sent to the Senate without Engrossment.

H. B. 480, A bill to be entitled An act to amend Chapter 445, of the Public-Local Laws of 1929, relating to the division of Mitchell County in Road Districts and working the free labor thereon.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

H. B. 482, A bill to be entitled An act to repeal Chapter 84, Public-Local Laws of 1929, relating to fowls running at large in Mitchell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 468, A bill to be entitled An act to amend Chapter 69, of the Public-Local Laws, Extra Session of 1913, and acts amendatory thereto, relative to Exclusive Live Stock Law in Jackson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 477, A bill to be entitled An act to provide for Trustees of the Spruce Pine, Mitchell County, to fix the terms of office of said Trustees and to validate a resolution of the County Commissioners of Mitchell County with respect to said Hospital.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 478, A bill to be entitled An act to impose the duties of Tax Collector upon the Secretary-Treasurer of the Town of Spruce Pine and provide bond therefor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 516, A bill to be entitled An act to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 518, A bill to be entitled An act authorizing the Town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 524, A bill to be entitled An act to validate certain legal sales in Transylvania County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 453, A bill to be entitled An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 465, A bill to be entitled An act to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 466, A bill to be entitled An act to change site of jail in Forsyth County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 488, A bill to be entitled An act to require the County Treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to the said Treasurer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 491, A bill to be entitled An act to prohibit the sale of corn and soja beans in Currituck County between the hours of sunset and sunrise.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 493, A bill to be entitled An act to repeal Chapter 158 of the Public-Local Laws of 1929, relating to the payment of premiums on official bonds of the Sheriffs of Anson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 409, A bill to be entitled An act to give to owners of peanut pickers a lien on peanuts picked in Northampton County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 433, A bill to be entitled An act to amend Chapter 466 of the Public-Local Laws of 1929, exempting Graham County from Pool Room Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 445, A bill to be entitled An act to amend Chapter 358 of the Public-Local Laws of 1927, relative to the enforcement of the Turlington Act in Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 171, A bill to be entitled An act to prevent depredations of domestic fowls in the County of Cherokee.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 192, A bill to be entitled An act relative to damage done by dogs in Wilson County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 448, A bill to be entitled An act to amend Section 4481 of the Consolidated Statutes, Volume III, relating to landlord and tenant so as to make the said Section apply to Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 460, A bill to be entitled An act providing for a State institution for delinquent colored girls at Elfland, Orange County.

On motion of Mr. Sutton, the bill is recommitted to the Committee on Appropriations.

Committee Substitute Bill for S. B. 29, A bill to be entitled An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925, 1927 and 1929, being Chapter 192,



Public Laws of 1925; 147, Public Laws of 1927, and 295, Public Laws of 1929.

Passes its second reading, and remains on the Calendar.

H. B. 392, A bill to be entitled An act to amend Chapter 99, of the North Carolina Consolidated Statutes for the purpose of reducing fire hazards of dry cleaning and dry dyeing establishments.

On motion of Mr. Sutton, the bill is laid on the Table.

H. B. 403, A bill to be entitled An act to repeal Chapter 339, Public Laws, 1929, relating to separate specifications for certain contract work on public buildings.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 420, A bill to be entitled An act to repeal Chapter 29, Public Laws of North Carolina, 1929, relative to mortgages of corporations.

On motion of Mr. Uzzell, the bill is recommitted to the Committee on Judiciary No. 2.

Committee Substitute Bill for S. B. 35, A bill to be entitled An act to amend Section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

Passes its second and third readings, and is ordered Enrolled.

Mr. Newman moves that 400 additional copies of H. B. 238, 239, 241 and 247 be printed. It is ordered.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock, Noon.

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### THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
Thursday, February 19, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. H. A. Cox of Raleigh, North Carolina.

Mr. Gay for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Graham, Mull and Moore, former members of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 509, A bill to be entitled An act to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other Public Laws and documents.

And

H. B. 531, A bill to be entitled An act to repeal Chapter 209 of the Private Laws of 1927, creating a Power and Water Commission for the Town of Plymouth.

And

H. B. 505, A bill to be entitled An act to amend Chapter 103 of the Consolidated Statutes in regard to admissions to hospitals for the insane.

H. B. 544, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes relating to the dispossession of tenant by landlord in Rutherford County.

With favorable reports.

And

H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

And

S. B. 181, A bill to be entitled An act to provide release of parcels of land upon the payment of tax on each particular piece, and to provide for subrogation and contribution of those paying taxes on land of other.

With favorable reports, as amended.

By Mr. Connor, for the Committee on Roads:

H. B. 338, A bill to be entitled An act to amend Section 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for maintenance thereof.

With an unfavorable report as to the bill, favorable as to the substitute.

On motion of Mr. Connor the Substitute is adopted.

On motion of Mr. Moss the Substitute Bill is made a Special Order for Monday night, February 23, 1931.

And

H. B. 410, A bill to be entitled An act to amend Chapter 40, of the Public Laws of 1929 relating to County Aid Road Fund.

With an unfavorable report, with a minority report attached.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees:

H. B. 551, A bill to be entitled An act to amend Chapter 113, Public Laws, 1921, relative to fees of the Justices of the Peace of Madison County.

And

H. B. 535, A bill to be entitled An act to amend Chapter 104, Public-Local Laws of 1929, relative to the salary of the Sheriff of Ashe County.

And

H. B. 298, A bill to be entitled An act to amend Section 3, Chapter 515, Public-Local Laws of 1919, relating to fees of certain officers and Court officials in Rowan County.

And

S. B. 94, A bill to be entitled An act to regulate the fees of the Recorder's Court for Union County and the City of Monroe, and to fix the pay of jurors and witnesses in the Recorder's Court.

And

H. B. 489, A bill to be entitled An act to repeal Chapter 307, Public-Local Laws of 1921, relating to the fees of the Clerk of the Superior Court of Currituck County.



And

H. B. 458, A bill to be entitled An act to fix and regulate the salaries of the Superintendent of Schools and County Health Officer of Bladen County.

And

H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County.

And

H. B. 282, A bill to be entitled An act to amend Section 3903 of the Consolidated Statutes and to provide a schedule of fees to be collected by the Clerks of the Courts in the various counties of the State.

And

H. B. 455, A bill to be entitled An act to Abolish the fee system in the various courts of Richmond County and to place the officers of said County on a salary basis.

And

H. B. 345, A bill to be entitled An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County.

With favorable reports.

By Mr. Turner of Guilford, for the Committee on Corporations:

S. B. 115, A bill to be entitled An act to amend Chapter 116, Public Laws of 1921, as amended by Chapter 262 Section 4 of Public Laws of 1925, relating to the capital stock of corporations.

With a favorable report.

By Mr. Johnson of Currituck, for the Committee on Game:

H. B. 490, A bill to be entitled An act amending Chapter 229, Public-Local Laws, 1927, relating to the propagation of wild fowl in Currituck County.

And

H. B. 369, A bill to be entitled An act to amend Chapter 186 of the Public-Local Laws of Extra Session of 1924, relative to Game Laws of Graham County.

With favorable reports.

And

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Laws in the particulars mentioned hereinafter.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. Black, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 409, A bill to be entitled An act to give to owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties.

And

H. B. 491, A bill to be entitled An act to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise.

And

H. B. 258, A bill to be entitled An act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction.

And

H. B. 465, A bill to be entitled An act to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thomas: H. B. 559, A bill to be entitled An act to restore the corporate limits of the Town of Peachland in Anson County to what they were originally.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Davis of Edgecombe: H. B. 560, A bill to be entitled An act to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership, fees and solicitors' commissions in building and loan associations.

Referred to the Committee on Insurance.

By Mr. Seawell, by request: H. B. 561, A bill to be entitled An act to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the County of Lee.

Referred to the Committee on Public Roads.

By Mr. James: H. B. 562, A bill to be entitled An act to convert the March, 1931, term of Civil Court for Pasquotank County into a mixed term.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Pinnix: H. B. 563, A bill to be entitled An act to amend Chapter 96, Public Laws, 1927, so as to increase the pension of Confederate widows who married before January 1, 1880, and who were the first wives of such Confederate veterans, from one hundred dollars to three hundred and sixty-five dollars.

Referred to the Committee on Pensions.

And

H. B. 564, A bill to be entitled An act to amend Chapter 105, Public Laws, 1929, relating to relief of Sheriffs and Tax Collectors.

Referred to the Committee on Finance.

By Mr. Morphew: H. B. 565, A bill to be entitled An act to amend Chapter 213, Public Laws, 1927, relating to the collection of taxes.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Huffman: H. B. 566, A bill to be entitled An act to prohibit the unauthorized practice of law in the State of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Halstead: H. B. 567, A bill to be entitled An act to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina relating to drainage.

Referred to the Committee on Drainage.

By Mr. Huffman: H. B. 568, A bill to be entitled An act to regulate the system of banking in North Carolina.

Referred to the Committee on Banks and Banking.

By Mr. Johnson of Currituck: H. B. 569, A bill to be entitled An act amending Chapter 431, Public-Local Laws of 1927, amending the Game Law of Currituck County.



Referred to the Committee on Game.

By Mr. Rogers: H. B. 570, A bill to be entitled An act to abridge the requirements of Section 2 of Chapter 334 of the Public Laws, 1929, relative to publication of notice in tax foreclosure suits.

Referred to the Committee on Judiciary No. 1.

And

H. B. 571, A bill to be entitled An act to repeal the Absentee Ballot Law in elections in Macon County.

Referred to the Committee on Election Laws.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 208, A bill to be entitled An act to amend Chapter 249, Public Laws, Session of 1927, relative to the Swannanoa Water Sewer District in the County of Buncombe.

Referred to the Committee on Counties, Cities and Towns.

S. B. 224, A bill to be entitled An act to amend Chapter 95, Public-Local Laws of 1921, and Chapter 613, Public-Local Laws of 1923, relating to the salary of the Sheriff of New Hanover County.

Referred to the Committee on Salaries and Fees.

S. B. 225, A bill to be entitled An act to provide for the payment of municipal street assessments in installments in the Town of Scotland Neck.

Referred to the Committee on Finance.

S. B. 226, A bill to be entitled An act relating to the duties of the Clerk of the Town of Scotland Neck relative to the collection of taxes and other legal assessments.

Referred to the Committee on Finance.

S. R. 230, A Joint Resolution: Be it resolved, by the Senate, the House of Representatives concurring, that the Hon. Harry Flood Byrd be invited to address a Joint Session of the General Assembly of North Carolina next Tuesday, February 24th.

On motion of Mr. Harris, the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes second and third readings and ordered Enrolled.

S. B. 61, A bill to be entitled An act to protect Constables in the exercise of their offices.

Referred to the Committee on Counties, Cities and Towns.

S. B. 152, A bill to be entitled An act relative to a change in Monroe's city government.

Referred to the Committee on Counties, Cities and Towns.

S. B. 158, A bill to be entitled An act to amend Chapter 293, of the Public-Local Laws of 1925, known as An act to create a Road Commission for Harnett County.

Referred to the Committee on Public Roads.

S. B. 189, A bill to be entitled An act to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in reopening the Farmers and Traders Bank of Weaverville.

Referred to the Committee on Banks and Banking.

SENATE CHAMBER,  
February 19, 1931.

MR. SPEAKER:

It is ordered that a message be sent to your Honorable Body with the information that the President has appointed as a committee on the part of S. R. 230, introduced by Senator Gravely, title, be it resolved, by the Senate, the House of Representatives concurring, that the Hon. Harry Flood Byrd be invited to address a Joint Session of the General Assembly of North Carolina next Tuesday, February 24, 1931, Senators Gravely and Zollicoffer.

Respectfully,  
(Signed) LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as a committee on the part of the House to invite Hon. Byrd, to address the General Assembly, in a Joint Session, Messrs. Harris, Woodard and Groves.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 134, A bill to be entitled An act to authorize the Commissioners of Chatham County to appoint a Tax Collector for said County and to provide compensation for the Tax Collector of said County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 29, A bill to be entitled An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925, 1927 and 1929, being Chapters 192, Public Laws of 1925; 141, Public Laws of 1927, and 295, Public Laws of 1929.

Passes its third reading and is ordered Enrolled.

H. B. 301, A bill to be entitled An act providing for investigation of the coasts, ports and waterways of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 462, A bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of the Superior Court of Guilford County by photography.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 352, A bill to be entitled An act exempting F. H. Coble from paying a peddler's license.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 426, A bill to be entitled An act to amend the Charter of Siler City as contained in Chapter 208, Private Laws of 1899, fixing the place for tax sales.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 483, A bill to be entitled An act to amend Section 2, Subsection (f) Chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 484, A bill to be entitled An act to furnish certain volumes of the Supreme Court reports to the Clerk of the Court of Dare County.

On motion of Mr. Etheridge the bill is laid on the Table.

H. B. 507, A bill to be entitled An act to amend Section 6760 of the Consolidated Statutes regulating the practice of veterinary surgery.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Substitute for S. B. 53, A bill to be entitled An act to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods.

Substitute adopted.

Passes its second reading and remains on the Calendar.

H. B. 342, A bill to be entitled An act requiring incorporated cities and towns to publish annually a statement of receipts and disbursements.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 349, A bill to be entitled An act to amend Section 5445 of Chapter 95, of the Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927), as amended by authorizing the Commissioner of Chowan County to fix the amount of bond required of the Treasurer of the School Fund of said County in a sum not to exceed double the amount of the average cash balance to the credit of the School Fund of said County and not less than the average cash balance to the credit of said Fund as the Commissioner of said County may determine.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 434, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 457, A bill to be entitled An act to amend the Charter of Beaufort, North Carolina.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Dosher, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Hipps, Holmes, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Parker, Pinix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan,

White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—101.

Those voting in the negative are: None.

S. B. 196, A bill to be entitled An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Hipps, Holmes, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Parker, Pinix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—101.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Howell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 7, An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

H. B. 327, An act to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the Town of Greenville, Pitt County.

H. B. 317, An act to amend Section 10, Chapter 225, of the Private Laws of 1913, relating to the Kings Mountain Graded School District.

H. B. 246, An Act to amend Chapter Four Hundred and Thirty-three, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to Johnson County Highway Commission.

H. B. 401, An Act to regulate certain duties of Plumbing Inspector.

S. B. 172, An Act "To repeal the Act creating the Andrews Power and Light Commission for the Town of Andrews, North Carolina," said Act being Chapter number Two Hundred Fourteen of the Public-Local Laws of North Carolina of the Session of One Thousand Nine Hundred Twenty-seven of the General Assembly.

S. B. 229, An Act to provide for the appointment of the School Committee of the Garner High School and Mt. Auburn Elementary School located in Barner—Mt. Auburn School District.



S. R. 231, Joint Resolution for appointment of a Commission to attend the Sesqui-Centennial celebration at Yorktown, Virginia, October sixteenth to nineteenth, One Thousand Nine Hundred and Thirty-one.

H. R. 522, Resolution providing for a meeting of Representatives of the States of North Carolina and South Carolina to consider the operation of interstate motor driven vehicles.

S. B. 192, An Act relative to damage done by dogs in Wilson County.

S. B. 35, An Act to amend Section Six Thousand Five Hundred and Thirty of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

H. B. 388, An Act to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.

On motion of Mr. Johnson of Pender, 400 additional copies of H. B. 282 is ordered printed.

On motion of Mr. Connor, 1,000 copies of Substitute for H. B. 338 is ordered printed.

On motion of Mr. Coffield, H. B. 354, A bill to be entitled An act to authorize the Board of Commissioners of Rutherford County to relieve W. C. Hardin, former Sheriff and Tax Collector of Rutherford County from liability for funds or deposit in Rutherford County Bank and Trust Company at the time of the failure of said bank; is taken from the unfavorable Calendar and recommitted to the Committee on Finance.

On motion of Mr. Johnson of Pender, H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County; is taken from the Calendar and recommitted to the Committee on Salaries and Fees.

On motion of Mr. Johnson of Pender, the House adjourns and will meet tomorrow at 12 o'clock noon.

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### THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, February 20, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. F. S. Love, of Raleigh, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Mr. Brinson of Pamlico County, former member of the House, also to Mr. George former member of the Legislature of Virginia.

Leave of absence is granted to Mr. Ethridge until Monday.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 529, A bill to be entitled An act to amend Chapter 208 of the Public-Local Laws of Extra Session of 1924, so as to lengthen the term of office of members of the Board of County Commissioners and Board of Education in Onslow County.

And

H. B. 346, A bill to be entitled An act to amend the Charter of the Town of Highlands, Macon County.

And

H. B. 559, A bill to be entitled An act to restore the corporate limits of the Town of Peachland in Anson County to what they were originally.

And

H. B. 565, A bill to be entitled An act to amend Chapter 213, Public Laws 1927, relating to the collection of taxes.

And

S. B. 150, A bill to be entitled An act to amend Chapter Twenty-five, Private Laws, One Thousand Nine Hundred and Eleven, incorporating the Town of Ellerbe in Richmond County, and to provide for the appointment of the Chief of Police by the Governing Body.

And

H. B. 545, A bill to be entitled An act amending Chapter 156 of the Private Laws of 1929 relating to the establishing of the Boxing Commission for the City of Asheville.

And

H. B. 550, A bill to be entitled An act to authorize the Mayor and Commissioners of the Town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Women's Club.

And

H. B. 553, A bill to be entitled An act to decrease the number of Commissioners of the Town of Bailey, Nash County, from five to three.

And

H. B. 89, A bill to be entitled An act to require the filing of claims with and regulating actions against the Town of Black Mountain.

And

H. B. 145, A bill to be entitled An act to abolish the office of Treasurer of Swain County.

And

H. B. 464, A bill to be entitled An act to provide for the election of County Officers for the County of Bladen.

And

H. B. 497, A bill to be entitled An act to amend Section 2808 of the North Carolina Code of 1927 being Section 3, Sub-chapter 11, Chapter 136 of the Public-Local Laws of 1927.

And

H. B. 532, A bill to be entitled An act to authorize the Commissioners of Carteret County to appoint a Tax Collector, fix his compensation and to fix the salary of the Sheriff of Carteret County.

And

H. B. 536, A bill to be entitled An act to repeal Chapter 91, Public-Local Laws 1927, relating to the Board of County Commissioners of the County of Ashe.



And

S. B. 152, A bill to be entitled An act relative to a change in Monroe's City Government.

And

S. B. 153, A bill to be entitled An act to amend Chapter Eighty-four of the Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to Assistant clerk of Superior Court of Union County.

And

S. B. 190, A bill to be entitled An act to re-establish the office of Treasurer of Rowan County.

With favorable reports.

By Mr. Johnston of Ashe, for the Committee on Education.

S. B. 69, A bill to be entitled An act to amend Section Five Thousand Seven Hundred and Fifty-seven of Volume Three of the Consolidated Statutes of North Carolina as amended by Chapter Two Hundred and Twenty-six, Public Laws of One Thousand Nine Hundred and Twenty-five, relating to compulsory school attendance.

With a favorable report.

By Mr. MacLean, for the Committee on Education.

H. B. 380, A bill to be entitled An act to consolidate the administrative control of the Public Schools of Pasquotank County.

With a favorable report, as amended.

And

H. B. 355, A bill to be entitled An act to annul the lease of school property in the Town of Linville made by the Board of Education of Avery County to private persons.

With a favorable report.

And

H. B. 456, A bill to be entitled An act relating to incorporation of Davenport College.

And

H. B. 436, A bill to be entitled An act to amend Chapter 382 Public Laws of 1903 relating to the sinking fund of the Cross Creek Graded School District and its successor.

And

H. B. 406, A bill to be entitled An act to repeal Section 10 of Chapter 120, Private Laws of 1919, relating to the appointment of a Board of Trustees, and providing for election of School Trustees of the Board of School Trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the Trustees herein appointed.

And

H. B. 427, A bill to be entitled An act to amend Chapter 204 Private Laws of 1923 relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said District.

With favorable reports.

By Mr. Holmes, for the Committee on Drainage.

H. B. 567, A bill to be entitled An act to amend Chapter 94 Article 1, of the Consolidated Statutes of North Carolina relating to drainage.

With a favorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 474, A bill to be entitled An act to amend Chapter 333, Public Laws 1929, entitled An act to regulate and promote the furbearing industry in North Carolina, and to raise revenue therefor.

With a favorable report, as amended.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County.

With a favorable report, as amended.

By Mr. Johnston of Ashe, for the Committee on Education.

S. B. 69, A bill to be entitled An act to amend Section Five Thousand Seven Hundred and Fifty-seven of Volume Three of the Consolidated Statutes of North Carolina as amended by Chapter Two Hundred and Twenty-six, Public Laws of One Thousand Nine Hundred and Twenty-five, relating to compulsory school attendance.

With a favorable report.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 326, A bill to be entitled An act to authorize the Board of Commissioners of the City of Asheville to enter into a contract with the suspended Bank of West Asheville with reference to its reopening.

And

H. B. 449, A bill to be entitled An act to allow the County Commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.

And

S. B. 189, A bill to be entitled An act to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in reopening the Farmers and Traders Bank of Weaverville.

With favorable reports.

And

H. B. 415, A bill to be entitled An act to relieve certain County Officers of Clay County and the Treasurer of the Town of Haysville from liability on account of public funds in Clay County bank and to authorize the freezing of said funds.

With unfavorable report as to bill, favorable as to Committee substitute.

And

H. B. 568, A bill to be entitled An act to regulate the system of Banking in North Carolina.

With an unfavorable report.

By Mr. Haynes of Forsyth, for the Committee on Insurance.

H. B. 560, A bill to be entitled An act to amend Section 5176 of the Consolidated Statutes of 1919 relating to entrance and membership fees and solicitors' commissions in building and loan associations.

And

H. B. 512, A bill to be entitled An act to amend Section 5177 of the Consolidated Statutes of 1919 relating to reserve fund in building and loan associations.

And



H. B. 278, A bill to be entitled An act to amend Section 6442 of the Consolidated Statutes of 1919 and to require casualty and surety insurance companies to make deposits.

And

H. B. 513, A bill to be entitled An act to amend Section 5180 of the Consolidated Statutes of 1919 relating to mutuality of building and loan associations.

And

H. B. 514, A bill to be entitled An act to amend Section 5170 of the Consolidated Statutes of 1919 relating to organization of building and loan associations.

With favorable reports.

And

H. B. 279, A bill to be entitled An act to amend Chapter Thirteen of the Public Laws of 1927 relating to non-medical insurance.

With an unfavorable report.

And

H. B. 487, A bill to be entitled An act to repeal the North Carolina Workmen's Compensation Act.

With an unfavorable report with a minority report attached.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 183, A bill to be entitled An act to fix the date for the expiration of oral and verbal leases of farm lands in Cleveland County.

And

H. B. 547, A bill to be entitled An act to prohibit banks and trust companies from unlawfully taking the funds of depositors and to regulate certain charges for services rendered.

With unfavorable reports.

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 118, A bill to be entitled An act to prevent the sale of poisonous alcohol without proper identification.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 27, A bill to be entitled An act to amend Section Two Thousand Three Hundred and Thirty-four of Volume Three of the Consolidated Statutes relating to Grand Juries in Wayne and Iredell Counties.

With a favorable report.

And

H. B. 562, A bill to be entitled An act to convert the March 1931 Term of Civil Court for Pasquotank County into a Mixed Term.

With a favorable report, and on motion of Mr. Halstead the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following En-

grossed bills, and find they properly Engrossed, as follows, and they are sent to the Senate:

H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

And

H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

And

H. B. 462, A bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any county by photography.

And

H. B. 507, A bill to be entitled An act to amend Section 6760 of the Consolidated Statutes regulating the practice of Veterinary Surgery.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Johnston of Ashe and Mr. Jolly: H. B. 572, A bill to be entitled An act to make effective the Constitutional provision for the State maintenance of the six months school term.

Referred to the Committee on Education.

By Mr. Tatem: H. B. 573, A bill to be entitled An act to fix the salary of the Judge of the Recorder's Court of Tyrrell County and provide funds to meet said salary.

Referred to the Committee on Salaries and Fees.

And

H. B. 574, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of Volume Three of the Consolidated Statutes as amended by Chapter One Hundred and Twenty-three of the Public Laws of One Thousand Nine Hundred and Twenty-seven relating to Terms of Court of Tyrrell County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Johnson of Pender: H. B. 575, A bill to be entitled An act to prohibit non-resident commercial fishing with nets, trawls and seines or gathering of clams or oysters for commercial purposes within three nautical miles of the shores of Pender County without first obtaining a license.

Referred to the Committee on Oyster Industry.

By Mr. Hipps: H. B. 576, A bill to be entitled An act to enlarge Fines Creek Special Tax School District of Haywood County.

Referred to the Committee on Education.

By Mr. Burgin: H. B. 577, A bill to be entitled An act to amend Chapter 345, Section 332 Public Laws of 1929, allowing quarterly payments of income taxes where same exceeds \$100.00.

Referred to the Committee on Finance.

By Mr. Burgin, by request: H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

Referred to the Committee on Conservation and Development.

By Mr. Upchurch: H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.



Referred to the Committee on Counties, Cities and Towns.

By Mr. Ervin: H. B. 580, A bill to be entitled An act to repeal Chapter Two of the Public-Local Laws of 1919 entitled "An Act to amend the Prohibition Law and to provide for the better enforcement of the same in Burke County."

Referred to the Committee on Judiciary No. 2.

By Mr. Ervin: H. B. 581, A bill to be entitled An act to amend Chapter 26, Public Laws of 1921, to make certain non-co-operating counties responsible for uncontrolled forest fires.

Referred to the Committee on Conservation and Development.

And

H. B. 582, A bill to be entitled An act to repeal Chapter 303 of the Public-Local Laws of 1917 entitled "An Act to allow the Board of Commissioners for Burke County to employ special officers."

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Seawell: H. B. 583, A bill to be entitled An act to amend Section 1443 of Consolidated Statutes of North Carolina, reducing the number of Terms of the Superior Courts of Lee County and solely relating to said County.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. White of Robeson and Graham: H. B. 584, A bill to be entitled An act to require the Sheriff of Robeson County and the Tax Collectors of all municipalities in said County to accept quarterly payments of taxes.

Referred to the Committee on Finance.

By Mr. White of Chowan: H. B. 585, A bill to be entitled An act to amend the North Carolina Game Law.

Referred to the Committee on Game.

And

H. B. 586, A bill to be entitled An act to provide better enforcement of the Conservation Laws.

Referred to the Committee on Conservation and Development.

By Mr. Butler: H. B. 587, A bill to be entitled An act to place Euphemia Bass and Ann B. Highsmith on the Pension Roll of Sampson County.

Referred to the Committee on Pensions.

And

H. B. 588, A bill to be entitled An act to place Easter Frances Wilson on the Pension Roll of Sampson County.

Referred to the Committee on Pensions.

By Mr. Henry: H. B. 589, A bill to be entitled An act to amend Chapter Ninety-one, Private Laws, One Thousand Nine Hundred and Twenty-seven, so as to contract the limits of the Town of Brevard.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Gill: H. B. 590, A bill to be entitled An act to regulate the entry of judgments by the Clerk.

Referred to the Committee on Judiciary No. 1.

And

H. B. 591, A bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.

Referred to the Committee on Judiciary No. 1.

By Messrs. Fulghum and Woodall: H. B. 592, A bill to be entitled An act to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of Tax Collector of Johnston County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Jeffress: H. B. 593, A bill to be entitled An act repealing Chapter 104 of the Public Laws 1927, regulating fixing Calendars for Civil Terms of Superior Court in Guilford County.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. McRae, Reading, and Garibaldi: H. B. 594, A bill to be entitled An act to provide for the collection of taxes in the City of Charlotte and County of Mecklenburg.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Long of Alamance, by request: H. B. 595, A bill to be entitled An act to provide a Boxing Commission and regulate boxing in the City of Burlington.

Referred to the Committee on Judiciary No. 1.

By Mr. Lumpkin: H. B. 596, A bill to be entitled An act to repeal Chapter 87 of the Public-Local Laws of 1929 abolishing the salary of the Clerk of the Recorder's Court of Franklin County.

Referred to the Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Substitute for H. B. 176, A bill to be entitled An act to place the officers of Mecklenburg County on salaries.

For concurrence in the Senate Amendment.

On motion of Mr. McRae the House concurs in the Senate Amendment.

The bill is ordered Enrolled.

Substitute for S. B. 129, A bill to be entitled An act to amend Chapter 27, of the Consolidated Statutes, relative to County Courts.

Referred to the Committee on Courts and Judicial Districts.

S. B. 139, A bill to be entitled An act to establish a Commission on Personnel and to prescribe and define its duties and powers.

Referred to the Committee on Judiciary No. 2.

S. B. 160, A bill to be entitled An act to punish abandonment by mothers of children under sixteen years of age.

Referred to the Committee on Judiciary No. 2.

S. B. 174, A bill to be entitled An act relating to the Grand and Petit Jury of Cherokee County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 199, A bill to be entitled An act to authorize the Commissioners of Craven County to adjust delinquent taxes.

Referred to the Committee on Finance.

S. R. 211, A Joint Resolution to require the Industrial Commission and Insurance Commissioner of this State to make certain reports relative to their offices to the members of the General Assembly as required by law.

Referred to the Committee on Insurance.

S. B. 212, A bill to be entitled An act authorizing the transfer of an unexpended balance of \$1,992.42 to the credit of Holly Springs Township



Special Road District to School District No. 2, Holly Springs Township, Wake County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 215, A bill to be entitled An act to amend Sections 2763 and 2768 of Chapter 56, (Article 11) of the Consolidated Statutes, Volume 1, relating to fees of building inspectors and electrical inspectors, (to apply to Moore County only.)

Referred to the Committee on Counties, Cities and Towns.

S. B. 216, A bill to be entitled An act to amend Chapter 214 of the Private Laws of 1905 being the Charter of the Town of Southern Pines.

Referred to the Committee on Counties, Cities and Towns.

S. B. 221, A bill to be entitled An act to authorize the Commissioners of Buncombe County to employ investigators at the request of Grand Juries.

Referred to the Committee on Counties, Cities, and Towns.

Substitute for H. B. 311, A bill to be entitled An act for the relief of residents of Elizabeth City against whom sewage construction cost was levied.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 88, A bill to be entitled An act to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law.

For concurrence in the Senate Amendment.

On the motion of Mr. Ewbank the House concurs in Senate Amendment and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 298, A bill to be entitled An act to amend Section Three of Chapter Five Hundred and Fifteen, Public-Local Laws of One Thousand Nine Hundred and Nineteen, relating to fees of certain officers and court officials in Rowan County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 345, A bill to be entitled An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 455, A bill to be entitled An act to abolish the fee system in the various courts of Richmond County, and to place the officers of said County on a salary basis.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 490, A bill to be entitled An act amending Chapter 229, Public-Local Laws 1927, relating to the propagation of wild fowl in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 531, A bill to be entitled An act to repeal Chapter 209 of the Private Laws of 1927, creating a Power and Water Commission for the Town of Plymouth.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 535, A bill to be entitled An act to amend Chapter 104, Public-Local Laws of 1929, relative to the salary of the Sheriff of Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 369, A bill to be entitled An act to amend Chapter 186 of the Public-Local Laws of Extra Session of 1924, relative to Game Laws of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 458, A bill to be entitled An act to fix and regulate the salaries of the Superintendent of Schools and County health officer of Bladen County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 489, A bill to be entitled An act to repeal Chapter Three Hundred and Seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-one, relating to the fees of the Clerk of the Superior Court of Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 457, A bill to be entitled An act to amend the Charter of Beaufort, North Carolina.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jones, Killian Leake, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McRae, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Woodall, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 196, A bill to be entitled An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

As amended, passes its third reading by the following vote and is sent to the Senate for concurrence in the House Amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell,



Jones, Killian Leake, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McRae, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Woodall, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

As amended, passes its second reading, and remains on the Calendar.

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

On motion of Mr. Gill, the bill is recommitted to the Committee on Game.

H. B. 505, A bill to be entitled An act to amend Chapter One Hundred and Three of the Consolidated Statutes in regard to admissions to hospitals for the insane.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 509, A bill to be entitled An act to amend Chapter Thirty-six, Public Laws of One Thousand Nine Hundred and Twenty-seven, amending Section Seven Thousand Six Hundred and Sixty-seven, of the Consolidated Statutes, relative to distribution of Supreme Court Reports and other Public Laws and Documents.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 544, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes relating to the dispossession of tenant by landlord in Rutherford County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 551, A bill to be entitled An act to amend Chapter 113, Public Laws 1921, relative to fees of Justices of Peace of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 94, A bill to be entitled An act to regulate the fees of the Recorder's Court for Union County, and the City of Monroe, and to fix the pay of jurors and witnesses in the Recorder's Court.

Passes its second and third readings, and is ordered Enrolled for ratification.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 230, be it resolved, by the Senate, the House of Representatives concurring that the Hon. Harry Flood Byrd be invited to address a Joint Session of the General Assembly of North Carolina next Tuesday, February Twenty-fourth.

H. B. 381, An Act to abolish the Highway Commission of Pasquotank County.

H. B. 372, An Act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

H. B. 402, An Act to amend Chapter One Hundred and Twenty, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relative to the time of holding meetings of the Board of Commissioners of New Hanover County.

H. B. 357, An Act to repeal Chapter Four Hundred Seventy-seven of the Public-Local Laws of One Thousand Nine Hundred Twenty-five, designated as "An Act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

H. B. 256, An Act to repeal Chapter Two Hundred Fifteen of the Public Laws of One Thousand Nine Hundred Twenty-nine, and reducing the members of the Board of Education from five to three in Macon County.

S. B. 134, An Act to authorize the Commissioners of Chatham County to appoint a Tax Collector for said County, and to provide compensation for the Tax Collector of said County.

H. B. 454, An Act to amend Chapter Eighty-four of the Public-Local Laws of One Thousand Nine Hundred and Twenty-five, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

On motion of Mr. Harris, the House adjourns and will meet tomorrow at 12 o'clock noon.

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#### FORTIETH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, February 21, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. H. Gould, of Raleigh, North Carolina.

Mr. Gatling for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 591, A bill to be entitled An act to repeal Sections 2482, 2483, and 2484 of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants.

With an unfavorable report as to bill, favorable as to Committee substitute.

And

H. B. 539, A bill to be entitled An act to require public officials receiving public money to keep the same separate from their own funds.

With a favorable report, as amended.

And



H. B. 590, A bill to be entitled An act to regulate the entry of judgments by the Clerk.

And

H. B. 439, A bill to be entitled An act to amend Sections 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina relating to warehouse receipts and the negotiability thereof.

And

H. R. 554, A Joint Resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, One Thousand Seven Hundred and Sixty-five.

With unfavorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 580, A bill to be entitled An act to repeal Chapter 2 of the Public-Local Laws of 1919 entitled "An Act to amend the Prohibition Law and to provide for the better enforcement of the same in Burke County."

With a favorable report.

By Mr. Connor, for the Committee on Roads.

S. B. 158, A bill to be entitled An act to amend Chapter 293 of the Public-Local Laws of 1925, known as An Act to create a Road Commission for Harnett County.

With a favorable report.

By Mr. Rogers, for the Committee on Health.

H. B. 511, A bill to be entitled An act to provide for the licensing and supervision of swimming pools and bathing beaches.

And

S. B. 117, A bill to be entitled An act to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

With favorable reports.

And

H. B. 324, A bill to be entitled An act to provide for the licensing and supervision of camps.

And

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

With favorable reports, as amended.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 382, A bill to be entitled An act to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925 and 1927.

With an unfavorable report as to bill; favorable as to substitute.

By Mr. White of Robeson, for the Committee on Agriculture.

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

With a favorable report, as amended.

Pursuant to motion already made and passed, the bill is recommitted to the Committee on Finance.

By Mr. Cox of Jackson, for the Committee on Conservation and Development.

H. B. 586, A bill to be entitled An act to provide better enforcement of the Conservation Laws.

And

H. B. 519, A bill to be entitled An act to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

And

H. B. 341, A bill to be entitled An act to amend Section 6124 of the Consolidated Statutes relating to the administration of State parks and forests by the Department of Conservation and Development.

And

H. B. 520, A bill to be entitled An act to protect foxes in Wilkes County.

And

H. B. 581, A bill to be entitled An act to amend Chapter 26, Public Laws of 1921, to make certain non-co-operating counties responsible for uncontrolled forest fires.

With favorable reports.

And

H. B. 521, A bill to be entitled An act for the protection of foxes in Ashe County.

With an unfavorable report.

By Mr. Cox of Jackson, for the Committee on Conservation and Development:

H. B. 308, A bill to be entitled An act to provide for completion of the United States triangulation and level network for North Carolina.

With a favorable report.

#### ENGROSSED BILLS

Mr. Readling, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 458, A bill to be entitled An act to fix and regulate the salaries of the Superintendent of Schools and County Health Officer of Bladen County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Moss and Woodard: H. B. 597, A bill to be entitled An act to amend Section 3401 of the Code of 1927, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.

Referred to the Committee on Counties, Cities and towns.

By Messrs. Moss, Woodard, Connor and Davis of Edgecombe: H. B. 598, A bill to be entitled An act to repeal the Charter of the Sharpsburg Graded School District.

Referred to the Committee on Education.

By Mr. Long of Halifax: H. B. 599, A bill to be entitled An act to amend the Charter of the Town of Roanoke Rapids in Halifax County.

Referred to the Committee on Counties, Cities and Towns.



By Mr. Hipps: H. B. 600, A bill to be entitled An act to amend Chapter 90, Private Laws of 1907, pertaining to the collection of taxes, and to amend Chapter 12, Private Laws of 1917, pertaining to the collection of assessments, in the Town of Canton, Haywood County.

Referred to the Committee on Finance.

By Mr. Lyon: H. B. 601, A bill to be entitled An act to defer the sale of property in Yancey County for non-payment of 1930 taxes until the first Monday in August, 1931.

Referred to the Committee on Finance.

By Mr. Burgin: H. B. 602, A bill to be entitled An act to amend Section 6016 of the Consolidated Statutes as amended by Chapter 264, Public Laws, 1929, relating to copy poll books.

Referred to the Committee on Election Laws.

By Mr. Johnson of Caswell: H. B. 603, A bill to be entitled An act to repeal Chapter 161 of the Public Laws of 1929, being an act to require advance notice of five days with respect to issuing marriage license.

Referred to the Committee on Judiciary No. 1.

By Mr. Woodall: H. B. 604, A bill to be entitled An act to repeal the Charter of the Benson School District, Private Laws of 1915, Chapter 145.

Referred to the Committee on Education.

By Messrs. Johnston of Ashe, Moye, Sutton and McBee: H. B. 605, A bill to be entitled An act to validate certain legal sales in Greene, Lenoir, and Mitchell Counties.

Referred to the Committee on Judiciary No. 1.

By Messrs. McRae, Garibaldi, and Reading: H. B. 606, A bill to be entitled An act to amend Chapter 342 of the Private Laws of 1907, as amended by Chapter 155, Private Laws 1919, as amended by Chapter 78, Private Laws, 1923, as amended by Chapter 142, Private Laws, 1929, relating to the election of members of the School Board of the City of Charlotte.

Referred to the Committee on Education.

By Mr. Etheridge: H. B. 607, A bill to be entitled An act to amend Chapter 611, Public-Local Laws, 1927, relating to Migratory Game Law of Dare County.

Referred to the Committee on Game.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 31, A bill to be entitled An act to require the incarceration in the penitentiary, or certain common jails, of those charged with commission of capital crime.

Referred to the Committee on Judiciary No. 2.

Substitute for S. B. 67, A bill to be entitled An act to amend Section 2583 of the Consolidated Statutes relating to the appointment of trustees in deeds of trust.

Referred to the Committee on Judiciary No. 1.

S. B. 218, A bill to be entitled An act to repeal and abrogate the Charter of the Town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the Town of Southern Pines.

Referred to the Committee on Counties, Cities and Towns.

H. B. 411, A bill to be entitled An act to provide for the registration of maps or plats in Moore County.

For concurrence in the Senate amendment.

On motion of Mr. Spence the bill is placed on the Calendar for concurrence.

S. B. 184, A bill to be entitled An act providing for the appointment of a Court Reporter for the Sixth Judicial District of North Carolina.

Referred to the Committee on Court and Judicial Districts.

S. R. 185, Joint Resolution requesting Congress to pass An Act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance the ruling on palm oil.

Referred to the Committee on Agriculture.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 278, A bill to be entitled An act to amend Section 6442 of the Consolidated Statutes of 1919, and to require casualty and surety insurance companies to make deposits.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 474, A bill to be entitled An act to amend Chapter 333, Public Laws, 1929, entitled "An act to regulate and promote the fur-bearing industry in North Carolina and to raise revenue therefor."

The question now is the adoption of the Committee Amendment. The Amendment is lost.

The bill passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in plumbing and heating contracting business.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

Substitute bill for S. B. 53, A bill to be entitled An act to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods.

Passes its third reading, and is ordered sent to the Senate for concurrence in the House substitute.

H. B. 410, A bill to be entitled An act to amend Chapter 40 of the Public Laws, 1929, relating to County Aid Road Fund.

On motion of Mr. Ewbank the bill is made a Special Order for Monday night, to be discussed along with the Road bill.

Substitute bill for H. B. 415, A bill to be entitled An act to allow the County Commissioners of Clay County to aid in reopening Clay County Bank.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.



H. B. 427, A bill to be entitled An act to amend Chapter 204, Private Laws, 1923, relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said District.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 449, A bill to be entitled An act to allow the County Commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 89, A bill to be entitled An act to require the filing of claims with and regulating actions against the Town of Black Mountain.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 145, A bill to be entitled An act to abolish the office of Treasurer of Swain County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute bill for H. B. 311, A bill to be entitled An act for the relief of residents of Elizabeth City against whom sewage construction cost was levied.

Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 326, A bill to be entitled An act to authorize the Board of Commissioners of the City of Asheville to enter into a contract with the suspended bank of West Asheville with reference to its opening.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 355, A bill to be entitled An act to annul the lease of school property in the Town of Linville made by the Board of Education of Avery County to private persons.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 406, A bill to be entitled An act to repeal Section 10, of Chapter 120, Private Laws of 1919, relating to the appointment of a Board of Trustees, and providing for election of School Trustees of the Board of School Trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the Trustees herein appointed.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 456, A bill to be entitled An act relating to incorporation of Davenport College.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 464, A bill to be entitled An act to provide for the election of County officers for the County of Bladen.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 529, A bill to be entitled An act to amend Chapter 208 of the Public-Local Laws, Extra Sesison of 1924, so as to lengthen the term of office of members of the Board of County Commissioners and Board of Education in Onslow County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 158, A bill to be entitled An act to amend Chapter 293 of the Public-Local Laws, 1925, known as An act to create a Road Commission for Harnett County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 150, A bill to be entitled An act to amend Chapter 25, Private Laws, 1911, incorporating the Town of Ellerbe, in Richmond County, and to provide for the appointment of the Chief of Police by the Governing Body.

Passes its second and third readings, and is ordered Enrolled.

S. B. 152, A bill to be entitled An act relative to a change in Monroe's City government.

Passes its second and third readings, and is ordered Enrolled.

S. B. 153, A bill to be entitled An act to amend Chapter 84, Public-Local Laws, 1925, relating to Assistant Clerk of Superior Court of Union County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 189, A bill to be entitled An act to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in reopening the Farmers and Traders Bank of Weaverville.

Passes its second and third readings, and is ordered Enrolled.

S. B. 190, A bill to be entitled An act to re-establish the office of Treasurer of Rowan County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 532, A bill to be entitled An act to authorize the Commissioners of Carteret County to appoint a Tax Collector, fix his compensation and to fix the salary of the Sheriff of Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 536, A bill to be entitled An act to repeal Chapter 91, Public-Local Laws, 1927, relating to the Board of County Commissioners of the County of Ashe.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 545, A bill to be entitled An act amending Chapter 156 of the Private Laws of 1929, relating to the establishing of the Boxing Commission for the City of Asheville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 550, A bill to be entitled An act to authorize the Mayor and Commissioners of the Town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Woman's Club.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 553, A bill to be entitled An act to decrease the number of Commissioners of the Town of Bailey, Nash County, from five to three.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 27, A bill to be entitled An act to amend Section 2334, Volume III, of the Consolidated Statutes, relating to Grand Juries in Wayne and Iredell Counties.

Passes its second and third readings, and is ordered Enrolled.

H. B. 346, A bill to be entitled An act to amend the Charter of the Town of Highlands, Macon County.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, DeHart, Doshier, Edwards, Ervin, Ewbank, Flanagan, Garibaldi, Gatling, Gill, Graham, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Loven, Lumpkin, Lyon, Marshall, Mebane, Morphey, Moss, McBee, McDevitt, McRae, Newman, Norman, Parker, Puett, Reading, Reed, Rogers, Scarborough, Sigmon, Spence, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, Woodard, and Young of Harnett—76.

Those voting in the negative are: None.

H. B. 559, A bill to be entitled An act to restore the corporate limits of the Town of Peachland, in Anson County, to what they were originally.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, DeHart, Doshier, Edwards, Ervin, Ewbank, Flanagan, Garibaldi, Gatling, Gill, Graham, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Loven, Lumpkin, Lyon, Marshall, Mebane, Morphey, Moss, McBee, McDevitt, McRae, Newman, Norman, Parker, Puett, Reading, Reed, Rogers, Scarborough, Sigmon, Spence, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, Woodard, and Young of Harnett—76.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Howell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 29, An act to recapture and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the Institutional Bond Acts of 1925, 1927 and 1929, being Chapters 192, Public Laws of 1925; 147, Public Laws of 1927, and 295, Public Laws of 1929.

H. B. 203, An act to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the General County Fund.

H. B. 9, An act to provide for the payment, in installments, of property taxes due to New Hanover County and the City of Wilmington.

S. B. 171, An act to prevent depredations of domestic fowls in the County of Cherokee.

H. B. 236, An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

H. B. 177, An act to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, Lieutenant of Plain Clothes Squad of the city of Wilmington, and to authorize the payment thereof by the Board of Commissioners.

S. B. 94, An act to regulate the fees of the Recorder's Court of Union County and the City of Monroe and to fix the pay of jurors and witnesses in the Recorder's Court.

H. B. 171, An act to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

H. B. 296, An act to empower the Sheriff of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

H. B. 170, An act to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

H. B. 176, An act to place the officers of Mecklenburg County on salaries.

H. B. 413, An act to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina, relating to amusements and entertainments in and near the Town of Chapel Hill; and to enact a substitute section thereof.

H. B. 288, An act to require the Sheriff of Cumberland County and the Tax Collectors of all municipalities in said County to accept partial payments on taxes.

H. B. 114, An act to amend Chapter 131, Public Laws of 1927, relating to membership on Board of School Districts created by said act.

H. B. 175, An act to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the Town of Farmville, North Carolina.

On motion of Mr. Spence, H. B. 5, A bill to be entitled An act relating to and requiring certain reports from Register of Deeds, and Clerk of the Superior Court of Hyde County; is ordered recalled from the Senate, and placed on the Calendar, for further consideration by the House.

On motion of Mr. White of Robeson, S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor; is recalled from the Committee on Finance, and placed on the Calendar.

On motion of Mr. Halstead, the House adjourns and will meet Monday at 12 o'clock, Noon.



## FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
Monday, February 23, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. C. H. Fields, of the City of Raleigh.

Mr. Brooks for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mrs. Mebane, for the Committee on Public Welfare:

H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under 16 years of age.

With an unfavorable report, with minority report attached.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.

And

H. B. 582, A bill to be entitled An act to repeal Chapter 303 of the Public-Local Laws of 1917 entitled, "An act to allow the Board of Commissioners of Burke County to employ special officers."

And

H. B. 592, A bill to be entitled An act to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of Tax Collector of Johnston County.

And

S. B. 215, A bill to be entitled An act to amend Sections 2763 and 2768 of Chapter 56 (Article 11) of the Consolidated Statutes, Volume I, relating to fees of building inspectors and electrical inspectors. (To apply to Moore County only.)

And

S. B. 216, A bill to be entitled An act to amend Chapter 214 of the Private Laws of 1905 (being the Charter of the Town of Southern Pines.)

With favorable reports.

And

S. B. 221, A bill to be entitled An act to authorize the Commissioners of Buncombe County to employ investigators at the request of Grand Juries.

With a favorable report.

On motion of Mr. Howell, the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

## ENGROSSED BILLS

Mr. Crudup, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following En-

grossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hanes of Surry: H. B. 608, A bill to be entitled An act to repeal Chapter 161 of the Public Laws of 1929 and to amend certain other laws relating to marriage.

Referred to the Committee on Judiciary No. 1.

By Mr. Burgin: H. R. 609, A Joint Resolution requesting the Governor of North Carolina to inform the General Assembly of the recommendations of committee appointed by him to study methods for the relief of unemployment.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Morphew: H. B. 610, A bill to be entitled An act to amend Chapter 221, Public Laws of 1927, relating to the foreclosure of certificates of sale for taxes in Graham and Cherokee Counties.

Referred to the Committee on Finance.

And

H. B. 611, A bill to be entitled An act to permit fishing with trot lines and nets for cat fish in the Tennessee River, Graham County.

Referred to the Committee on Game.

By Messrs. Cherry and Puett: H. B. 612, A bill to be entitled An act to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of Treasurer for the County of Gaston.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 613, A bill to be entitled An act to amend Section 6054, Volume III, of the Consolidated Statutes, placing Gaston County under the State-wide Primary Law.

Referred to the Committee on Election Laws.

By Messrs. Cherry and Puett: H. B. 614, A bill to be entitled An act to repeal Chapter 455 of the Public-Local Laws of 1927, and to empower the Board of Commissioners of Gaston County to fix the salaries of the Deputy Clerk and Deputy Register of Deeds of Gaston County.

Referred to the Committee on Salaries and Fees.

By Messrs. Howell and Reed: H. B. 615, A bill to be entitled An act to place the name of certain Confederate soldiers on the Pension list.

Referred to the Committee on Pensions.

By Mr. Leake: H. B. 616, A bill to be entitled An act to place Confederate veteran and a widow of a Confederate veteran on the Pension roll, and to change the classification of certain widows now on the Pension roll.

Referred to the Committee on Pensions.



By Mr. Young of Durham: H. B. 617, A bill to be entitled An act to authorize the City of Durham, Durham County, to remove certain graves in colored cemetery.

Referred to the Committee on Propositions and Grievances.

By Mr. Brooks: H. B. 618, A bill to be entitled An act to abolish the salary fund in Durham County, and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various County officers and their deputies.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 619, A bill to be entitled An act to amend Chapter 242, Private Laws of 1921, as amended the same being the Charter of the City of Durham, relating to the payment of a fee of five dollars for candidates for mayor and aldermen in primary elections.

Referred to the Committee on Election Laws.

And

H. B. 620, A bill to be entitled An act to authorize the Board of Commissioners for the County of Durham to provide additional deputies in the office of the Sheriff of Durham County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 621, A bill to be entitled An act creating the office of Tax Collector in Durham County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 622, A bill to be entitled An act to tax slot machines in North Carolina.

Referred to the Committee on Finance.

By Mr. Waynick: H. B. 623, A bill to be entitled An act to amend Chapter 22 of the Private Laws, Extra Session of 1924, to regulate boxing in High Point.

Referred to the Committee on Propositions and Grievances.

By Mr. Coffield: H. B. 624, A bill to be entitled An act to repeal Chapter 156, Public Laws of 1929, relating to the payment by the State Highway Commission of funds due by it to Rutherford County.

Referred to the Committee on Public Roads.

By Mr. Brown: H. B. 625, A bill to be entitled An act to amend Chapter 184 of the Public-Local Laws of 1927, relating to the nomination and election of the County Commissioners in Perquimans County.

Referred to the Committee on Election Laws.

By Mr. Uzzell: H. B. 626, A bill to be entitled An act to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other Public Laws and documents.

Referred to the Committee on Judiciary No. 2.

By Mr. White of Robeson: H. B. 627, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1919, designated as, "An act to provide for the nomination and election of County Commissioners of Robeson County."

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 628, A bill to be entitled An act to exempt Robeson County from the Absentee Voters Law.

Referred to the Committee on Election Laws.

By Mr. Johnston of Ashe: H. B. 629, A bill to be entitled An act to amend Section 5492 of the Consolidated Statutes as amended by Section 18, Chapter 243, Public Laws of 1929, with reference to the qualifications of the County Superintendent of Schools in Ashe County.

Referred to the Committee on Education.

And

H. B. 630, A bill to be entitled An act to appoint successors to members of the County Board of Road Commissioners of Ashe County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 631, A bill to be entitled An act with reference to shipping rabbits in Ashe County.

Referred to the Committee on Propositions and Grievances.

#### MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
February 23, 1931.

MR. SPEAKER:

Replying to the request of your Honorable Body that House Bill 5, relating to requiring certain reports from the Register of Deeds, Clerks of the Superior Court, Hyde County, be returned for further consideration. I beg to inform that the bill is in the possession of the Committee on Counties, Cities and Towns, whose chairman is absent from the Session this morning; and the same will be returned to you as soon as the bill is in our possession.

Very truly yours,  
(Signed)

LEROY MARTIN,  
*Principal Clerk, Senate.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 380, A bill to be entitled An act to consolidate the administrative control of the Public Schools of Pasquotank County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County.

As amended, passes its second reading, and remains on the Calendar.

H. B. 519, A bill to be entitled An act to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



Substitute bill for H. B. 382, A bill to be entitled An act to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925.

Substitute adopted.

Passes its second reading, and remains on the Calendar.

H. B. 436, A bill to be entitled An act to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 341, A bill to be entitled An act to amend Section 6124 of the Consolidated Statutes relating to the administration of State parks and forests by the Department of Conservation and Development.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 308, A bill to be entitled An act to provide for completion of the United States triangulation and level network for North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 329, A bill to be entitled An act to amend Chapter 2 of the Consolidated Statutes of 1919 relating to the adoption of minors.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 324, A bill to be entitled An act to provide for the licensing and supervision of camps.

As amended, passes its second reading, and remains on the Calendar.

H. B. 586, A bill to be entitled An act to provide better enforcement of the Conservation Laws.

On motion of Mr. Allen, the bill is laid on the Table.

Substitute bill for H. B. 591, A bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of the Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 560, A bill to be entitled An act to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees and solicitors' commissions in building and loan associations.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 567, A bill to be entitled An act to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina, relating to drainage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 513, A bill to be entitled An act to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 514, A bill to be entitled An act to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 539, A bill to be entitled An act to require public officials receiving public money to keep the same separate from their own funds.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 565, A bill to be entitled An act to amend Chapter 213, Public Laws, 1927, relating to the collection of taxes.

On motion of Mr. Morphew the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 520, A bill to be entitled An act to protect taxes in Wilkes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 580, A bill to be entitled An act to repeal Chapter 2 of the Public-Local Laws of 1919, entitled "An act to amend the Prohibition Law and to provide for the better enforcement of the same in Burke County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 346, A bill to be entitled An act to amend the Charter of the Town of Highlands, Macon County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbank, Fulghum, Garibaldi, Gatling, Gill, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Marshall, Mebane, Morphew, Moye, McBee, McDevitt, Neal, Parker, Pinnix, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—78.

Those voting in the negative are: None.

H. B. 559, A bill to be entitled An act to restore the corporate limits of the Town of Peachland in Anson County to what they were originally.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe,



Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbank, Fulghum, Garibaldi, Gatling, Gill, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Marshall, Mebane, Morphew, Moye, McBee, McDevitt, Neal, Parker, Pinnix, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—78.

Those voting in the negative: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled and they are duly ratified and sent to the office of the Secretary of State:

H. B. 88, An act to amend Chapter 118, Public Laws of North Carolina, Session of 1929, Henderson County Road Law.

S. B. 190, An act to re-establish the office of Treasurer of Rowan County.

S. B. 27, An act to amend Section 2334, Volume III, of the Consolidated Statutes relating to Grand Juries in Wayne and Iredell Counties.

S. B. 150, An act to amend Chapter 25, Private Laws, 1911, incorporating the Town of Ellerbee in Richmond County and to provide for the appointment of the Chief of Police by the Governing Body of said Town.

H. B. 302, An act to incorporate the Town of Hatteras in Dare County.

S. B. 153, An act to amend Chapter 84 of the Public Local Laws of 1925, relating to Assistant Clerk of Superior Court of Union County.

H. B. 311, An act for the relief of residents of Elizabeth City and regulating the manner of fixing rates for sewer service.

H. B. 323, An act for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of performance of his duties as Deputy Sheriff.

S. B. 158, An act to amend Chapter 293 of the Public-Local Laws of 1925, known as An act to create a Road Commission for Harnett County.

S. B. 152, An act relative to a change in Monroe's City government.

S. B. 189, An act to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in re-opening the Farmers and Traders Bank of Weaverville.

H. B. 518, An act authorizing the Town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.

H. B. 290, An act to increase the duties of the Board of Education in Madison County.

H. B. 466, An act to change site of jail in Forsyth County.

H. B. 448, An act to amend Section 4481 of the Consolidated Statutes, Volume III, relating to landlord and tenant, so as to make the said Section apply to Stokes County.

On motion of Mr. Scarborough, the House takes a recess until 8 o'clock tonight.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Monday Night, Feb. 23, 1931.

Pursuant to recess the House meets and resumes consideration of its business with Mr. Speaker Smith in the Chair.

The courtesies of the floor are extended to the following: Messrs. Chamblee, Shaw, Johnson, Buck, Pruden, Porter, Bolick, and Thorne, former members of the House.

## SPECIAL ORDER

The hour for the Special Order having arrived, the Chair lays before the House for its consideration, substitute for H. B. 338, A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and Public Roads of the State, and to provide for the maintenance thereof.

The question now recurs upon the passage of the Substitute bill on its second reading.

Amendments are offered by Messrs. Young of Harnett, Waynick, and Woodard, all of which are lost.

The Substitute bill passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Davis of Warren, Day, DeHart, Edwards, Ervin, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Graves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—89.

Those voting in the negative are: Messrs. Brinson, Brooks, Bruton, Butler, Crouse, Crudup, Davis of Hyde, Greer, Harris, Huffman, McEachern, Newman, Readling, Sigmon, Tatem, Uzzell, Waynick, and Young of Durham—18.

The following pairs are announced: Mr. Gattis with Mr. Doshier. If Mr. Doshier were present, he would vote "no," Mr. Gattis would vote "aye."

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 10:45 o'clock A. M.

## FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, February 24, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. F. Elliott of Millbrook, North Carolina.



Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Eure, Bumgardner and Carr, former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mrs. Mebane, for the Committee on Public Welfare:

H. B. 383, A bill to be entitled An act to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the State into North Carolina.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 539, A bill to be entitled An act to require public officials receiving public money to keep the same separate from their own funds.

H. B. 329, A bill to be entitled An act to amend Chapter 2 of the Consolidated Statutes of 1919 relating to the adoption of minors.

H. B. 380, A bill to be entitled An act to consolidate the administrative control of the Public Schools of Pasquotank County.

H. B. 513, A bill to be entitled An act to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Gay: H. B. 632, A bill to be entitled An act to reduce salaries of the public officers of Northampton County.

Referred to the Committee on Salaries and Fees.

By Mr. Seawell: H. B. 633, A bill to be entitled An act to authorize the Town of Sanford to improve its streets and assess the cost thereof on abutting property.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 634, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session of 1915, changing the number of wards in the Town of Sanford and changing the number of aldermen and changing the method of sidewalk construction and providing notice of candidates for aldermen and mayor.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Doshier: H. B. 635, A bill to be entitled An act to protect wild waterfowl in the waters adjacent to the Town of Wrightsville Beach.

Referred to the Committee on Game.

By Mr. Huffman: H. B. 636, A bill to be entitled An act to amend Section 4509 of the Consolidated Statutes of North Carolina relative to usurious loans on household and kitchen furniture.

Referred to the Committee on Judiciary No. 1.

By Mr. MacLean: H. B. 637, A bill to be entitled An act to amend Chapter 196, Public Laws of 1913, and Section 1443 of the Consolidated Statutes relating to the time of holding certain courts in Chowan and Beaufort Counties.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Thompson: H. B. 638, A bill to be entitled An act to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.

Referred to the Committee on Finance.

By Mr. Ewbank: H. B. 639, A bill to be entitled An act to restrict and limit the powers of the Board of Commissioners of the Town of East Flat Rock, in Henderson County.

Referred to the Committee on Finance.

By Mr. Crouse: H. B. 640, A bill to be entitled An act to place the name of Mrs. Belle Miller of Alleghany County on the Pension roll.

Referred to the Committee on Pensions.

By Mr. Connor: H. B. 641, A bill to be entitled An act to amend Chapter 216, Public Laws of 1923, relating to the General County Court of Wilson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Etheridge: H. B. 642, A bill to be entitled An act to permit pound net fishing within the three mile limit of the Atlantic ocean.

Referred to the Committee on Commercial Fisheries.

By Mr. McRae: H. B. 643, A bill to be entitled An act to submit a Constitutional Amendment relating to Legislative power to make regulations in respect to juries.

Referred to the Committee on Constitutional Amendments.

By Mr. Jeffress: H. B. 644, A bill to be entitled An act amending Chapter 651, Public Laws of 1909, as amended by conferring certain civil jurisdiction on the Municipal Court of the City of Greensboro, and regulating the exercise thereof and by making the criminal jurisdiction of said Court in certain cases exclusive.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cherry: H. B. 645, A bill to be entitled An act for the relief of land owners of the Town of Mount Holly, North Carolina, extending the time to enforce lien collection and commerce action for local improvement assessments.

Referred to the Committee on Judiciary No. 1.

By Mr. Braddy: H. B. 646, A bill to be entitled An act prohibiting the setting of steel traps in Bladen County, and fixing the open season for all game in said County.

Referred to the Committee on Game.

By Mr. Ewbank: H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain acts defined herein.

Referred to the Committee on Agriculture.



## MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
February 23, 1931.

MR. SPEAKER:

It is ordered that a message be sent to your Honorable Body with the advice that pursuant to Resolution heretofore passed and in accordance with notice received, the Senate, at the hour of 11 o'clock A. M., will meet with the House then to hear an address by the Honorable Harry Flood Byrd, former Governor of the State of Virginia.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

## JOINT SESSION

Pursuant to exchange of messages, the Sergeant-at-Arms announces the approach of the Senate, and that body preceded by its officers, comes into the hall, and assigned seats, Lieutenant-Governor Fountain taking his seat at the right of Mr. Speaker Smith.

The Joint Assembly is called to order by Lieutenant-Governor Fountain, and immediately thereafter Honorable Harry Flood Byrd, former Governor of Virginia is escorted to the Chair, and delivers his address.

After the message of Honorable Harry Flood Byrd, and on motion of Senator Dunlap, the Joint Assembly adjourns, and the Senate returns to its Chamber.

The House resumes consideration of its business.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 324, A bill to be entitled An act to provide for the licensing and supervision of camps.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

On motion of Mr. White of Robeson, the bill is recommitted to the Committee on Finance.

S. B. 69, A bill to be entitled An act to amend Section 5757, Volume III, of the Consolidated Statutes of North Carolina as amended by Chapter 226, Public Laws of 1925, relating to compulsory school attendance.

On motion of Mr. Allen, the bill is laid on the Table.

H. B. 592, A bill to be entitled An act to repeal Chapter 24 of the Public Local Laws, 1927, relating to the office of Tax Collector of Johnston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 215, A bill to be entitled An act to amend Section 2763 and 2768 of Chapter 56, (Article 2), of the Consolidated Statutes, Volume I, relating

to fees of building inspectors and electrical inspectors. (To apply to Moore County only.)

Passes its second and third readings, and is ordered Enrolled.

S. B. 216, A bill to be entitled An act to amend Chapter 214, of the Private Laws of 1905, "Being the Charter of the Town of Southern Pines."

Passes its second and third readings, and is ordered Enrolled.

H. B. 506, A bill to be entitled An act to fix and regulate the salaries and compensation of the Clerk of the Superior Court and the Register of Deeds of Lee County.

On motion of Mr. Seawell, the bill is recommitted to the Committee on Salaries and Fees.

H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.

On motion of Mr. Upchurch, the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 582, A bill to be entitled An act to repeal Chapter 303 of the Public Local Laws of 1917 entitled, "An act to allow the board of Commissioners for Burke County to employ special officers."

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 497, A bill to be entitled An act to amend Section 2808 of the North Carolina Code of 1917, being Section 3, Sub-chapter 11, Chapter 136, of the Public Laws of 1927.

On motion of Mr. McRae, the bill is laid on the Table.

Substitute bill for H. B. 338, A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Binford, Black, Braddy, Brown, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, White of Chowan, White of Robeson, Whitley, Woodall, and Woodard—89.

Those voting in the negative are: Messrs. Bender, Brooks, Bruton, Butler, Crouse, Crudup, Davis of Hyde, Doshier, Huffman, McEachern, Newman, Reading, Tatem, Uzzell, Waynick, and Young of Durham—16.

The following pairs are announced: Mr. Flanagan with Mr. Harris. If Mr. Flanagan were present he would vote "aye," Mr. Harris would vote "no."



The original bill is laid on the Table.

H. B. 410, A bill to be entitled An act to amend Chapter 40 of the Public Laws of 1929 relating to County Aid Road Fund.

A minority report having been filed, the question now recurs upon the adoption of said report.

On motion of Mr. Crudup the consideration of the minority report is postponed indefinitely.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 426, An act to amend the Charter of Siler City as contained in Chapter 208, Private Laws of 1899, fixing the place for tax sales.

S. B. 221, An act to authorize the Commissioners of Buncombe County to employ investigators at the request of Grand Juries.

H. B. 389, An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

S. B. 196, An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

On motion of Mr. Gill the House adjourns and will meet tomorrow at 12 o'clock.

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#### FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, February 25, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. M. Hall of the City of Raleigh.

Mr. Gatling for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. Wilson of Pasquotank County, former member of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 637, A bill to be entitled An act to amend Chapter 196, Public Laws of 1913, and Section 1443 of the Consolidated Statutes, relating to the time of holding certain courts in Chowan and Beaufort Counties.

And

H. B. 583, A bill to be entitled An act to amend Section 1443 of Consolidated Statutes of North Carolina, reducing the number of Terms of the Superior Court of Lee County and solely relating to said County

And

H. B. 499, A bill to be entitled An act relating to Terms of Superior Court in the Ninth Judicial District.

And

H. B. 557, A bill to be entitled An act to amend Section 1443, Volume III, of the Consolidated Statutes as amended by Chapter 185, Public-Local Laws, 1923, relative to the Terms of Court of Bertie County.

And

H. B. 641, A bill to be entitled An act to amend Chapter 216, Public Laws of 1923, relating to the General County Court in Wilson County.

And

H. B. 467, A bill to be entitled An act to amend Chapter 139, Public Local Laws, Extra Session of 1924, relating to Criminal Courts of Harnett County.

And

S. B. 174, A bill to be entitled An act relating to the Grand and Petit Jury of Cherokee County.

And

S. B. 184, A bill to be entitled An act providing for the appointment of a Court Reporter for the Sixth Judicial District of North Carolina.

And

Substitutes for S. B. 129, A bill to be entitled An act to amend Chapter 27 of the Consolidated Statutes, relative to County Courts.

And

H. B. 593, A bill to be entitled An act repealing Chapter 104 of the Public Laws, 1927, regulating fixing Calendars for Civil Terms of Superior Court in Guilford County.

And

H. B. 596, A bill to be entitled An act to repeal Chapter 87 of the Public-Local Laws, 1929, abolishing the salary of the Clerk to the Recorder's Court of Franklin County.

And

H. B. 574, A bill to be entitled An act to amend Section 1443, Volume III, of the Consolidated Statutes as amended by Chapter 123 of the Public Laws of 1927, relating to Terms of Court of Tyrrell County.

And

H. B. 353, A bill to be entitled An act to repeal Chapter 153 of the Public Laws of 1929, and to amend Section 1443, Volume III, of the Consolidated Statutes, relating to Courts of Pitt County.

And

H. B. 144, A bill to be entitled An act to provide additional Terms of the Superior Court for Davidson County.

H. B. 334, A bill to be entitled An act to amend Section 1443, Volume III, of the Consolidated Statutes of North Carolina, relating to the Courts of Avery County.

With favorable reports.

By Mr. Coxe of Jackson, for the Committee on Conservation and Development:

Substitute for H. B. 332, A bill to be entitled An act to regulate game blinds and water-fowl hunting in Carteret County.

And



H. B. 500, A bill to be entitled An act to prevent the obstruction of streams in Cumberland County.

And

H. B. 533, A bill to be entitled An act for the protection of game and for the regulation of hunting leases and licenses in Randolph County.

With favorable reports.

And

H. B. 414, A bill to be entitled An act to permit fishing with seines in Alamance, Chatham, Granville, Lee and Person Counties.

And

H. B. 492, A bill to be entitled An act pertaining to the cut stone industry of North Carolina.

With unfavorable reports.

And

H. B. 494, A bill to be entitled An act to amend Section 1878 of the Consolidated Statutes of North Carolina, relative to the regulation by the Department of Conservation of fishing in private lakes and ponds in Wake County.

With an unfavorable report, and on motion of Mr. Upchurch the bill is recommitted to the Committee on Conservation and Development.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 626, A bill to be entitled An act to amend Chapter Thirty-six, Public Laws of One Thousand Nine Hundred and Twenty-seven, amending Section Seven Thousand Six Hundred and Sixty-seven of the Consolidated Statutes, relative to distribution of Supreme Court Reports and other public laws and documents.

And

S. B. 160, A bill to be entitled An act to punish abandonment by mother of children under sixteen years of age.

With favorable reports.

And

S. B. 31, A bill to be entitled An act to require the incarceration in the penitentiary, or certain common jails, of those charged with commission of capital crime.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 443, A bill to be entitled An act to amend Section 11, Chapter 250, Public Laws of 1923, as the same relates to the City of Elizabeth City.

With a favorable report, and on motion of Mr. Gill the bill is recommitted to the Committee on Counties, Cities and Towns.

And

H. B. 589, A bill to be entitled An act to amend Chapter Ninety-one, Private Laws, One Thousand Nine Hundred and Twenty-seven, so as to contract the limits of the Town of Brevard.

And

H. B. 630, A bill to be entitled An act to appoint successors to members of the County Board of Road Commissioners of Ashe County.

And

H. B. 597, A bill to be entitled An act to amend Section Three Thousand Four Hundred and One of the Code of One Thousand Nine Hundred and

Twenty-seven, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.

And

H. B. 612, A bill to be entitled An act to repeal Chapter 43, Public-Local Laws, 1929, and to create the office of Treasurer for the County of Gaston.

And

H. B. 618, A bill to be entitled An act to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various County officers and their duties.

And

H. B. 620, A bill to be entitled An act to authorize the Board of Commissioners for the County of Durham to provide additional deputies in the office of Sheriff of Durham County.

And

H. B. 599, A bill to be entitled An act to amend the Charter of the Town of Roanoke Rapids in Halifax County.

And

H. B. 621, A bill to be entitled An act creating the office of Tax Collector in Durham County.

With favorable reports.

And

H. B. 558, A bill to be entitled An act to amend Chapter 157 of the Public Laws of North Carolina of 1929 placing officers of Pamlico County on a salary.

With an unfavorable report.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

H. B. 548, A bill to be entitled An act to amend Section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any charitable institution maintained by such society or order as beneficiary.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 324, A bill to be entitled An act to provide for the licensing and supervision of camps.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Neal: H. R. 648, A Joint Resolution providing a joint meeting of the Senate and House of Representatives at the State Theatre at 2



o'clock P. M. Monday, March Second to hear the address of Hon. Alfred E. Smith.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Messrs. Jeffress, Waynick and Turner of Guilford: H. B. 649, A Joint Resolution providing for the celebration of Sesqui-centennial of the Battle of Guilford Court House.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Ruffin: H. B. 650, A bill to be entitled An act creating five districts in Bertie County for the selection of County Commissioners.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Waynick: H. B. 651, A bill to be entitled An act to amend Chapter 120, Public Laws, Nineteen Hundred and Twenty-nine and to create a State Insurance Fund.

Referred to the Committee on Insurance.

By Mr. Hamilton: H. B. 652, A bill to be entitled An act to authorize joint rates and through routes of operating railroads with carriers by water and for other purposes.

Referred to the Committee on Public Service Corporations.

And

H. B. 653, A bill to be entitled An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City.

Referred to the Committee on Public Service Corporations.

And

H. B. 654, A bill to be entitled An act to authorize joint rates and through routes of operating railroads with carriers by water and for other purposes.

Referred to the Committee on Public Service Corporations.

And

H. B. 655, A bill to be entitled An act to permit boxing matches in Carteret County.

Referred to the Committee on Judiciary No. 2.

By Mr. Parker: H. B. 656, A bill to be entitled An act to amend Chapter 108, Private Laws, 1891, relating to biennial elections in the Town of Pikeville, Wayne County.

Referred to the Committee on Election Laws.

By Mr. McGougan: H. B. 657, A bill to be entitled An act to pay the burial expenses of N. B. Outlaw, a Confederate Veteran of Columbus County.

Referred to the Committee on Pensions.

By Mr. Jeffress: H. B. 658, A bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, being the Charter of the City of Greensboro.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 659, A bill to be entitled An act to amend Chapter 224, Private Laws, 1927, as amended by Chapter 47, Private Laws, 1929, the same being An act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or all or a part of the cost thereof.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ewbank, by request: H. B. 660, A bill to be entitled An act to regulate the sale of mixed feed oats in North Carolina.

Referred to the Committee on Agriculture.

By Mr. Sigmon, by request: H. B. 661, A bill to be entitled An act to regulate the fees for the services of civil and criminal process by the Sheriff, or other lawful officer within the County and the Constables of the various townships and the fees of the Justices of the Peace of Henderson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Pinnix: H. B. 662, A bill to be entitled An act to exempt Yadkin County from the Absentee Voters Law.

Referred to the Committee on Election Laws.

By Mr. Butler: H. B. 663, A bill to be entitled An act creating the office of Tax Collector in Sampson County and fixing the fees of the Sheriff of Sampson County.

Referred to the Committee on Finance.

By Mr. Loven: H. B. 664, A bill to be entitled An act to repeal Chapter 622, Public-Local Laws, 1927, and Chapter 234, Public-Local Laws, 1929, relating to free labor on the roads of Avery County.

Referred to the Committee on Public Roads.

By Mr. Crudup: H. B. 665, A bill to be entitled An act to divide North Carolina into eleven Congressional Districts.

Referred to the Committee on Congressional Districts.

By Mr. Coffield: H. B. 666, A bill to be entitled An act to repeal Chapter 337, Public-Local Laws, 1929, relative to sale of real estate for taxes in Rutherford County.

Referred to the Committee on Finance.

By Mr. Leake: H. B. 667, A bill to be entitled An act to provide for the printing of school books and the furnishing of the same in certain cases.

Referred to the Committee on Education.

By Mr. Braddy: H. B. 668, A bill to be entitled An act to authorize the Town of Bladenboro in the County of Bladen to issue bonds of the Town in an aggregate amount of not exceeding twenty-five thousand dollars for the purpose of funding and refunding valid indebtedness of the Town and to validate outstanding indebtedness of said Town.

Referred to the Committee on Finance.

By Messrs. Uzzell and Huffman: H. B. 669, A bill to be entitled An act authorizing the Tax Collector of Rowan County to collect taxes in quarterly installments.

Referred to the Committee on Finance.

By Messrs. Johnston of Ashe and Greer, by request: H. B. 670, A bill to be entitled An act to incorporate the Town of Todd in Wautaga and Ashe Counties.



Referred to the Committee on Counties, Cities, and Towns.

By Mr. Jolly: H. B. 671, A bill to be entitled An act to require the Judge and Prosecuting Attorney of the County Court of Duplin to be elected by the people.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Johnson of Halifax: H. B. 672, A bill to be entitled An act defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes, or other negotiable instruments and fixing the liability of banks, drawer, maker guarantor, surety and endorser.

Referred to the Committee on Judiciary No. 1.

And

H. B. 673, A bill to be entitled An act to regulate the drawing of jurors for the Recorder's Court for Halifax County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. White of Chowan: H. B. 674, A bill to be entitled An act relating to fishing in Bennetts Mill Pond in Chowan County.

Referred to the Committee on Conservation and Development.

By Messrs. McRae, Garibaldi, and Reading: H. B. 675, A bill to be entitled An act to amend Section 7064 of the Consolidated Statutes relating to the County Board of Health of Mecklenburg County, to apply to the County of Mecklenburg only.

Referred to the Committee on Health.

And

H. B. 676, A bill to be entitled An act to amend Section 1 of Chapter 264 of the Public Laws of 1927 relating to reformatories or homes for fallen women, to apply to Mecklenburg County only.

Referred to the Committee on Public Welfare.

And

H. B. 677, A bill to be entitled An act to amend Section 7282 of the Consolidated Statutes relating to tubercular hospitals, to apply to the County of Mecklenburg only.

Referred to the Committee on Health.

And

H. B. 678, A bill to be entitled An act to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of the Chairman of the Board of County Commissioners of Mecklenburg County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Ewing: H. B. 679, A bill to be entitled An act to make more effective the control of the State over corrupt practices in primaries and elections.

Referred to the Committee on Election Laws.

By Mr. Lumpkin: H. B. 680, A bill to be entitled An act to amend Section 187, Chapter 345, Public Laws, 1929, relating to penalties for non-payment of license fees under Section 109 of said Chapter.

Referred to the Committee on Finance.

And

H. B. 681, A bill to be entitled An act to amend 433, Public-Local Laws 1929, relative to Recorder's Court of Franklin County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Davis of Hyde: H. B. 682, A bill to be entitled An act to submit to the voters of Hyde County at the next election the question of abolishing the office of County Treasurer.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 48, A bill to be entitled An act to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.

Referred to the Committee on Public Roads.

S. B. 79, A bill to be entitled An act amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in Special Tax Districts.

Referred to the Committee on Finance.

H. B. 160, A bill to be entitled An act to amend Section Seven Hundred and Thirty of the Consolidated Statutes, permitting Deputy Sheriffs to lay off homesteads.

For concurrence in the Senate Amendment.

On motion of Mr. Jeffress the bill is placed on the Calendar for concurrence.

S. B. 273, A bill to be entitled An act repealing Senate Bill No. 229 the same being entitled An act to provide for the appointment of the School Committee of the Garner High School and Mount Auburn Elementary School, located in Garned-Mount Auburn School District.

Referred to the Committee on Education.

SENATE CHAMBER,  
February 25th, 1931.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the President has appointed as a Committee on the part of H. R. 648, introduced by Mr. Neal, title, "Joint Resolution providing for joint meeting of the Senate and House of Representatives at the State Theatre a 2 o'clock P. M., Monday, March second, to hear the address of Hon. Alfred E. Smith," Senators Johnson of Duplin and Folger.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

Pursuant to the above message the Speaker appoints as a Committee on the part of the House, Messrs. Neal, Huffman, and Flanagan.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 383, A bill to be entitled An act to regulate placing of juvenile delinquency or dependents and to define what shall constitute a settlement of such child coming from without the State into North Carolina.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.



H. B. 411, A bill to be entitled An act to provide for the registration of maps or plats in Moore County.

For concurrence in the Senate Amendment.

On motion of Mr. Spence, the House concurs in the Senate Amendment, and the Bill is ordered Enrolled.

H. B. 581, A bill to be entitled An act to amend Chapter 26, Public Laws of 1921, to make certain non-co-operating counties responsible for uncontrolled forest fires.

On motion of Mr. Edwards the bill is laid on the Table.

H. B. 282, A bill to be entitled An act to amend Section 3903 of the Consolidated Statutes and to provide a schedule of fees to be collected by the Clerks of the Courts in the various Counties of the State.

On motion of Mr. Uzzell, the bill is recommitted to the Committee on Salaries and Fees.

H. B. 287, A bill to be entitled An act to amend Section Five Thousand and Thirty-three of the Consolidated Statutes of North Carolina as amended by Chapter Two Hundred and fifty-one, Public Laws of One Thousand Nine Hundred Twenty-seven, relating to employment of children under sixteen years of age.

A minority report having been filed, the question recurs upon the adoption of said report.

The minority report is adopted.

Mr. Johnston of Ashe, sends forward an amendment which is adopted.

Messrs. Johnston of Caswell, Jones, and Brown, sends forward amendments, all of which are lost.

Mr. McEachern, moves that the bill and amendment, do lie on the Table.

Upon this motion Mr. Turner of Guilford calls for the "ayes" and "noes."

The call is sustained and the motion to lay the bill on the Table is lost by the following vote.

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Bruton, Cherry, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Ervin, Etheridge, Gatling, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Holmes, Huffman, James, Johnson of Currituck, Johnson of Pender, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Marshall, Moye, McEachern, Neal, Pinnix, Puett, Readling, Ruffin, Sigmon, Smith, Turner of Iredell, Upchurch, White of Chowan, Whitley—45.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brooks, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Crudup, Davis of Edgecombe, Day, Edwards, Ewbank, Ewing, Flanagan, Fulghum, Gattis, Gay, Gill, Graham, Hamilton, Henry, Hipps, Hood, Howell Jeffress, Johnson of Chatham, Johnson of Halifax, Johnston of Ashe, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, McBee, McDevitt, McGougan, Newman, Parker, Pitts, Reed, Rogers, Seawell, Scarborough, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Uzzell, Ward, Waynick, White of Robeson, Woodall, and Young of Harnett—61.

The question now recurs upon the passage of the bill as amended on its several readings.

As amended, the bill passes its second and third readings, and is ordered Engrossed, and sent to the Senate.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 215, An Act to amend Sections Two Thousand Seven Hundred and Sixty-three and Two Thousand Seven Hundred and Sixty-eight of Chapter Fifty-six, (article eleven) of the Consolidated Statutes, Volume one, relating to fees of building inspectors and electrical inspectors. (To apply to Moore County only.)

S. B. 216, "An Act to amend Chapter Two Hundred Fourteen of the Private Laws of One Thousand Nine Hundred Five," being the Charter of the Town of Southern Pines.

S. B. 53, An Act to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods.

H. B. 344, An Act to amend Section Twenty-four, Article Four, of the Constitution of North Carolina relative to Sheriffs and Coroners.

H. B. 507, An Act to amend Section Six Thousand Seven Hundred and Sixty of the Consolidated Statutes regulating the practice of veterinary surgery.

H. B. 403, An Act to repeal Chapter Three Hundred Thirty-nine, Public Laws, Nineteen Hundred and Twenty-nine, relating to separate specifications for certain contract work on public buildings.

On motion of Mr. Seawell, H. B. 414, A bill to be entitled An act to permit fishing with seines in Alamance, Chatham, Granville, Lee, and Person Counties, is taken from the unfavorable Calendar, and recommitted to the Committee on Conservation and Development.

On motion of Mr. Cherry, H. B. 382, A bill to be entitled An act to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925 and 1927, is taken from the Calendar, and recommitted to the Committee on Banks and Banking.

On motion of Mr. Seawell, H. B. 487, A bill to be entitled An act to repeal the North Carolina Workmen's Compensation Act is made a Special Order for night at 8:15 o'clock.

On motion of Mr. Seawell, the House takes a recess until 8:15 o'clock tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,

Wednesday Night, February 25, 1931.

Pursuant to recess, the House meets with Mr. Speaker Smith presiding, and resumes consideration of business.



The courtesies of the floor are extended to: Messrs. Workman and Hendricks, former members of the House.

Leave of absence is granted to Mr. Norman, indefinitely, on account of sickness.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 605, A bill to be entitled An act to validate certain legal sales in Greene, Lenoir and Mitchell Counties.

And

H. B. 645, A bill to be entitled An act for the relief of land owners of the Town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commence action for local improvement assessments.

And

H. B. 661, A bill to be entitled An act to regulate the fees for the service of civil and criminal process by the Sheriff, or other lawful officer within the County and the Constables of the various townships and the fees of the Justices of the Peace of Henderson County.

And

H. B. 566, A bill to be entitled An act to prohibit the unauthorized practice of law in the State of North Carolina.

And

H. B. 498, A bill to be entitled An act to amend Section 2191 of the Consolidated Statutes allowing a trust company to be appointed public guardian.

And

H. B. 189, A bill to be entitled An act to amend Chapter 273 of the Public Laws, session of 1929, relating to the punishment of makers of worthless checks.

With favorable reports.

And

S. B. 67, A bill to be entitled An act to amend Section 2583 of the Consolidated Statutes relating to the appointment of trustees in deeds of trust.

With a favorable report, as amended.

And

H. B. 672, A bill to be entitled An act defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments and fixing the liability of banks, drawer, maker, guarantor, surety and endorser.

The committee recommends that the bill be recommitted to the Committee on Banks and Banking.

It is so ordered.

And

H. B. 208, A bill to be entitled An act to appoint C. H. Ollis a Justice of the Peace for Toe River Township, Avery County.

The Committee recommends that the bill be recommitted to the Committee on Justices of the Peace.

It is so ordered.

And

H. B. 358, A bill to be entitled An act to amend Section 8081, Subsection (A) of the Consolidated Statutes.

The Committee recommends that the bill be recommitted to the Committee on Agriculture.

It is so ordered.

And

H. B. 370, A bill to be entitled An act to amend Section 534 of the Consolidated Statutes of North Carolina and to add thereto Section 534a for the purpose of permitting and requiring the delivery of itemized accounts and requiring specific denials or admissions of the items thereof.

And

H. B. 391, A bill to be entitled An act to regulate the practice of the profession of Public Accounting in the State of North Carolina.

With unfavorable reports as to bills, favorable as to substitute.

And

H. B. 502, A bill to be entitled An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County.

And

H. B. 286, A bill to be entitled An act to give purchasers of property, mortgages and trustees the right to pay taxes and discharge liens against the same.

And

H. B. 222, A bill to be entitled An act to amend Section 7981 of the Consolidated Statutes, relating to tax paid by holder of lien.

And

H. B. 147, A bill to be entitled An act to amend Section 1524 of the Consolidated Statutes of North Carolina, relating to the issuing of execution on judgments in courts of the Justices of the Peace.

With unfavorable reports.

By Mr. Moss, for the Committee on Finance:

Substitute bill for H. B. 25, A bill to be entitled An act to amend Sections 8017 and 8037 of the Consolidated Statutes to require the Sheriff or other tax collecting officer to keep a record of certificates of sale for taxes and relating to foreclosure of certificates.

With an unfavorable report as to bill, favorable report as to Committee substitute.

On motion of Mr. Moss, 400 copies of the Substitute are ordered printed.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Pitts: H. B. 683, A bill to be entitled An act validating all of the outstanding bonded and floating indebtedness of the County of Catawba.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Jeffress: H. B. 684, A bill to be entitled An act to authorize the consolidation of the Departments of Public Health, Public Welfare, Juvenile Welfare, Juvenile Courts and the collection of taxes and revenues by the Board of County Commissioners of Guilford County, the Board of Edu-



cation of Guilford County, the Governing Body of any city or town located within Guilford County, the Board of Education of any such city or town, or any one or more of such boards or governing bodies.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Thompson: H. B. 685, A bill to be entitled An act to regulate the removal of disabled vehicles and other objects from the public highways.

Referred to the Committee on Public Roads.

By Mr. James: H. B. 686, A bill to be entitled An act relative to the election of the Board of County Commissioners of Pasquotank County.

Referred to the Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 487, A bill to be entitled An act to repeal the North Carolina Workmen's Compensation Act.

A minority report having been filed, the question recurs upon the adoption of said report.

Mr. Gay makes a motion that the minority report be postponed indefinitely.

Upon this motion Mr. Brooks calls for the "ayes" and "noes".

The call is sustained and the motion to postpone the minority report indefinitely is passed by the following vote.

Those voting in the affirmative are: Messrs. Allen, Black, Brinson, Brooks, Burgin, Cherry, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Edgecombe, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gay, Gill, Groves, Gwyn, Hamilton, Hanes of Forsyth, Harris, Henry, Hipps, Hood, Jeffress, Johnson of Chatham, Johnson of Halifax, Killian, Leake, Long of Halifax, Moss, Moye, McBee, McGougan, McRae, Neal, Parker, Pinnix, Puett, Rogers, Seawell, Sutton, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Robeson, Whitley, and Woodard—59.

Those voting in the negative are: Messrs. Bender, Binford, Cloud, Cranor, Davis of Hyde, Ervin, Gatling, Gattis, Halstead, Howell, James, Johnson of Currituck, Jones, Lumpkin, Lyon, Morphew, McDevitt, McEachern, Readling, Reed, Scarborough, Sigmon, Smith and White of Chowan—24.

The following pairs are announced:

Mr. Johnson of Caswell with Mr. Thomas. Were Mr. Johnson present he would vote "no", Mr. Thomas would vote "aye".

Mr. Long of Alamance with Mr. Johnston of Ashe. Were Mr. Long present he would vote "aye", Mr. Johnston of Ashe would vote "no".

Mrs. Mebane with Mr. Jolly. Were Mrs. Mebane present she would vote "aye", Mr. Jolly would vote "no".

Mr. Crouse with Mr. Young of Harnett. Were Mr. Young of Harnett present he would vote "aye", Mr. Crouse would vote "no".

The minority report is postponed indefinitely, and the bill thereby goes on the unfavorable Calendar.

On motion of Mr. Johnson of Halifax the House adjourns and will meet tomorrow at 11 o'clock.

## FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
Thursday, February 26, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. T. P. Griffin of the City of Raleigh.

Mr. Gatling for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. Spence, Feree and Wallace, former members of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. White of Robeson, for the Committee on Agriculture.

H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain acts defined herein.

And

S. R. 185, A Joint Resolution requesting Congress to pass an act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance the ruling on palm oil.

And

H. B. 358, A bill to be entitled An act to amend Section 8081 Subsection (a) of the Consolidated Statutes.

With favorable reports.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 368, A bill to be entitled An act to allow the Board of County Commissioners of Graham County and its depository to enter into a contract regarding certain County funds.

With a favorable report.

And

Second Substitute for H. B. 382, A bill to be entitled An act to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes Volume 3, and as amended by the Public Laws of 1925 and 1927.

With an unfavorable report as to bill and substitute.

Favorable as to the Second Substitute.

By Mr. Hamilton, for the Committee on Commercial Fisheries.

H. B. 254, A bill to be entitled An act to amend Section 1892 of Consolidated Statutes; to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish.

With a favorable report, as amended.

And

S. B. 26, A bill to be entitled An act to amend Section 1965 of the Consolidated Statutes relative to seines prohibited to non-residents.

With a favorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.



Substitute for H. B. 137, A bill to be entitled An act requiring all checks given by tobacco warehousemen for the purchase of tobacco in North Carolina, to be made payable to order.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. McEachern, for the Committee on Pensions.

H. B. 374, A bill to be entitled An act to require Clerks of the Court to publish list of all pension vouchers received from the State.

And

H. B. 34, A bill to be entitled An act to amend Section 5168 (q), Volume 3, of the Consolidated Statutes providing for the payment of Confederate pensions quarterly.

And

H. B. 563, A bill to be entitled An act to amend Chapter 96, Public Laws, 1927, so as to increase the pension of Confederate widows who married before January One, One Thousand Eight Hundred and Eighty, and who were the first wives of such Confederate veterans, from one hundred dollars to three hundred and sixty-five dollars.

With unfavorable reports.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws 1927, relating to employment of children under sixteen years of age.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Durham: H. B. 687, A bill to be entitled An act to amend Chapter 239 of the Public Laws of 1927 so as to regulate the expenditure of debt service school funds by Special Charter Districts.

Referred to the Committee on Education.

And

H. B. 688, A bill to be entitled An act to amend Chapter 239 of the Public Laws of 1927 so as to regulate the expenditure of debt service school funds by Special Charter Districts in counties not participating in the State Equalizing Fund.

Referred to the Committee on Education.

By Messrs. Howell and Reed: H. B. 689, A bill to be entitled An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

Referred to the Committee on Justices of the Peace.

By Mr. Jeffress: H. B. 690, A bill to be entitled An act to authorize the consolidation of the County Board of Health for Guilford County and the County Board of Charities and Public Welfare for Guilford County.

Referred to the Committee on Public Welfare.

And

H. B. 691, A bill to be entitled An act to authorize the creation of the office of Tax Collector for the County of Guilford.

Referred to the Committee on Finance.

By Mr. Ruffin: H. B. 692, A bill to be entitled An act to prohibit the sale of hypnotic drugs in North Carolina.

Referred to the Committee on Public Health.

By Mr. Turner of Guilford: H. B. 693, A bill to be entitled An act to amend and re-enact Section 496 of the Consolidated Statutes of North Carolina relating to "Defense without bond," in actions to recover possession of real property.

Referred to the Committee on Judiciary No. 1.

By Mr. Johnson of Pender: H. B. 694, A bill to be entitled An act to place certain widows of Confederate Veterans of Pender County in class "A" on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Pitts: H. B. 695, A bill to be entitled An act to amend Chapter 201 Public Laws of 1921, prescribing the duties of tax listers and other county officers for securing a more perfect listing of Agricultural Statistics.

Referred to the Committee on Agriculture.

By Mr. Moya: H. B. 696, A bill to be entitled An act to place Mrs. Julia Moore of Greene County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Gwyn: H. B. 697, A bill to be entitled An act to amend Chapter 160, Public-Local Laws and Private Laws of the Session of 1929, relative to the salary and fees of the Clerk of the Superior Court and Register of Deeds of Caldwell County.

Referred to the Committee on Salaries and Fees.

And

H. B. 698, A bill to be entitled An act to amend Chapter Three Hundred and Sixty-seven, Public Local Laws of One Thousand Nine Hundred and Twenty-nine, fixing the fees of the Sheriff of Caldwell County.

Referred to the Committee on Salaries and Fees.

And

H. B. 699, A bill to be entitled An act to confer civil jurisdiction upon the County Recorder's Court of Caldwell County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Pinnix: H. B. 700, A bill to be entitled An act to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McDewitt: H. B. 701, A bill to be entitled An act to provide for the election of a County Attorney of Madison County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 702, A bill to be entitled An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Cherry and Puett: H. B. 703, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Edu-



cation of Gaston County for money borrowed in lien of issuing bonds for completion of school building.

Referred to the Committee on Education.

And

H. B. 704, A bill to be entitled An act to authorize the Board of Commissioners of Gaston County to fix the number of Tax Collectors in said County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Spence: H. B. 705, A bill to be entitled An act to amend the Consolidated Statutes, Chapter 42, Sections 2277, 2283 (A), and 2283 (q), relating to inns, hotels and restaurants.

Referred to the Committee on Finance.

By Mr. Davis of Hyde: H. B. 706, A bill to be entitled An act to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Reed and Mr. Howell: H. R. 707, Joint Resolution in regard to the death of the Honorable Gallatin Roberts, late member of the General Assembly of North Carolina, from Buncombe County.

On motion of Mr. Howell, the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

On motion of Mr. Howell, a copy of the resolution, which reads as follows, is ordered spread on the Journal:

A JOINT RESOLUTION IN REGARD TO THE DEATH OF HONORABLE GALLATIN ROBERTS, LATE MEMBER OF THE GENERAL ASSEMBLY OF NORTH CAROLINA FROM BUNCOMBE COUNTY.

*Whereas*, on February 25th, 1931, Honorable Gallatin Roberts died in Asheville; and

*Whereas*, the deceased served the State as a Representative from Buncombe County in the General Assembly of 1911, 1913, 1915 and 1917; and

*Whereas*, the General Assembly of North Carolina desires to give recognition to the passing of one of its former members who rendered faithful, unselfish and patriotic service to the State: *Now, therefore*,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
THE SENATE CONCURRING:

Sec. 1. That as a token of respect and appreciation of his services to the State, the House of Representatives unanimously adopt this resolution by raising vote; that this resolution be spread on the House and Senate Journals and that a copy of the same be sent to the family of the deceased, with assurances of the deep feeling of the members of the General Assembly.

Sec. 2. That this resolution shall be in full force and effect from and after its ratification.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 537, A bill to be entitled An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in plumbing and heating contracting business.

For concurrence in the Senate Amendment.

On motion of Mr. Doshier, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

S. B. 63, A bill to be entitled An act to permit fishing and seining in certain streams in Cleveland County.

Referred to the Committee on Conservation and Development.

S. R. 275, A Joint Resolution requesting the Secretary of the United States Navy to send the cruiser, Raleigh, to Southport Harbor, Southport, North Carolina.

Referred to the Committee on Conservation and Development.

H. B. 42, A bill to be entitled An act to amend Chapter 141 of Private Laws of 1901, by repealing Section Six thereof, relative to election of Trustees for the Graded Schools of the Town of Rockingham and to make new provision thereof.

For concurrence in the Senate Amendment.

On motion of Mr. Scarborough, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 477, A bill to be entitled An act to provide for Trustees of the Spruce Pine Hospital located at Spruce Pine, Mitchell County, to fix the terms of office of said Trustees and to validate a resolution of the County Commissioners of Mitchell County with respect to said hospital.

For concurrence in the Senate Amendment.

On motion of Mr. McBee, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute Bill for H. B. 332, A bill to be entitled An act to regulate game blinds and water-fowl hunting in Carteret County.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 467, A bill to be entitled An act to amend Chapter One Hundred and Thirty-nine, Public-Local Laws, Extra Session, One Thousand Nine Hundred and Twenty-four, relating to Criminal Courts of Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 500, A bill to be entitled An act to prevent the obstruction of streams in Cumberland County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 612, A bill to be entitled An act to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of Treasurer for the County of Gaston.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 618, A bill to be entitled An act to abolish the Salary Fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected of the various County officers and their deputies.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 620, A bill to be entitled An act to authorize the Board of Commissioners for the County of Durham to provide additional deputies in the office of Sheriff of Durham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 621, A bill to be entitled An act creating the office of Tax Collector in Durham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 630, A bill to be entitled An act to appoint successors to members of the County Board of Road Commissioners of Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 661, A bill to be entitled An act to regulate the fees for the service of civil and criminal process by the Sheriff, or other lawful officer within the County and the Constables on the various townships and the fees of the Justices of the Peace of Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 144, A bill to be entitled An act to provide additional Terms of the Superior Court for Davidson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 334, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of Volume Three of the Consolidated Statutes of North Carolina, relating to the Courts of Avery County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 353, A bill to be entitled An act to repeal Chapter 153 of the Public Laws of 1929, and to amend Section 1443 of Volume 3 of the Consolidated Statutes relating to Courts of Pitt County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 370, A bill to be entitled An act to amend Section 534 of the Consolidated Statutes of North Carolina, and to add thereto Section 534 (a) for the purpose of permitting and requiring the delivery of itemized accounts and requiring specific denials or admissions of items thereof.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 533, A bill to be entitled An act for the protection of game and for regulation of hunting leases and licenses in Randolph County.

On motion of Mr. Ward, the bill is recommitted to the Committee on Conservation and Development.

H. B. 574, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of Volume 3 of the Consolidated Statutes as amended by Chapter One Hundred and Twenty-three of the Public Laws of One Thousand Nine Hundred and Twenty-seven, relating to terms of Court of Tyrrell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 596, A bill to be entitled An act to repeal Chapter 87 of the Public-Local Laws of 1929, abolishing the salary of the Clerk to the Recorder's Court of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 174, A bill to be entitled An act relating to the Grand and Petit Jury of Cherokee County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 589, A bill to be entitled An act to amend Chapter Ninety-one, Private Laws, One Thousand Nine Hundred and Twenty-seven, so as to contract the limits of the Town of Brevard.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Bruton, Burgin, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Davis, of Edgecombe, Davis of Hyde, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewing, Flannagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Loven, Lyon, Marshall, Mebane, Moss, Moye, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Woodall, and Young of Durham—90.

Those voting in the negative are: None.

H. B. 599, A bill to be entitled An act to amend the Charter of the Town of Roanoke Rapids in Halifax County.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Bruton, Burgin, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Davis, of Edgecombe, Davis of Hyde, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewing, Flannagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Loven, Lyon, Marshall, Mebane, Moss, Moye, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell,



Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Woodall, and Young of Durham—90.

Those voting in the negative are: None.

Pursuant to an invitation received from the faculty of State College, inviting the members of the General Assembly to a Dress Parade, given by the students of State College, and on motion of Mr. Johnson of Halifax, the House takes a recess until 1:15 o'clock.

### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,  
Thursday, February 26, 1931.

Pursuant to recess, the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

H. B. 650, A bill to be entitled An act creating five districts in Bertie County for the selection of County Commissioners.

And

H. B. 678, A bill to be entitled An act to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of the Chairman of the Board of County Commissioners of Mecklenburg County.

And

H. B. 682, A bill to be entitled An act to submit to the voters of Hyde County at the next election the question of abolishing the office of County Treasurer.

With favorable reports.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. White of Robeson, Black, Jones, Mebane, James, McGougan, Braddy, Graham, Sigmon, Davis of Hyde, and Johnson of Pender:

H. B. 708, A bill to be entitled An act to appropriate the sum of \$125,000.00 from the Agricultural fund for the payment of salaries of farm demonstration agents in the several counties of the State.

Referred to the Committee on Appropriations.

By Mr. James: H. B. 709, A bill to be entitled An act to regulate the rights of the County of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank and Trust Company.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 275, A Joint Resolution requesting the Secretary of the United States Navy to send the cruiser, Raleigh, to Southport Harbor, Southport, N. C.

On motion of Mr. Thompson, the bill is recalled from the Committee on Conservation and Development, and placed on the Calendar for its immediate passage.

Passes its second and third readings and is ordered Enrolled.

Substitute Bill for H. B. 391, A bill to be entitled An act to regulate the practice of the profession of Public Accounting in the State of North Carolina.

The question now recurs upon the adoption of the Substitute.

Mr. Johnson of Halifax sends forward an amendment.

On motion of Mr. Johnston of Ashe, the bill, substitute and amendment are laid on the Table.

## ENROLLED BILLS

Mr. Howell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 409, An Act to give to owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties.

H. B. 356, An Act to prevent the weighing of cotton in bales within the corporate limits of the Town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville.

H. B. 468, An Act to amend Chapter Sixty-nine of the Public-Local Laws, Extra Session of One Thousand Nine Hundred and Thirteen, and Acts amendatory thereto, relative to exclusive Stock Law in Jackson County.

H. B. 544, An Act to amend Section Two Thousand Three Hundred Sixty-six of the Consolidated Statutes, relating to dispossession of tenant by landlord in Rutherford County.

H. R. 648, Joint Resolution providing for joint meeting of the Senate and House of Representatives at the State Theatre at two o'clock, P. M., Monday, March second to hear the address of Honorable Alfred E. Smith.

H. B. 411, An Act to provide for the registration of maps or plats in Moore County.

H. R. 649, Joint Resolution providing for celebration of Sesqui-Centennial of the Battle of Guilford Court House.

H. B. 551, An Act to amend Chapter One Hundred Thirteen, Public Laws One Thousand Nine Hundred Twenty-one, relative to fees of Justices of Peace of Madison County.

On motion of Mr. Edwards, the House takes a recess until 8:15 o'clock tonight.



## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Thursday night, February 26, 1931.

Pursuant to recess, the House meets with Mr. Speaker Smith presiding, and resumes consideration of business.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 518, A bill to be entitled An act to amend Section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any charitable institution maintained by such society or order as beneficiary.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 557, A bill to be entitled An act to amend Section 1443 of Volume Three of the Consolidated Statutes as amended by Chapter 185, Public-Local Laws, 1923, relative to the Terms of Courts of Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 583, A bill to be entitled An act to amend Section 1443 of Consolidated Statutes of North Carolina, reducing the number of Terms of the Superior Courts of Lee County and solely relating to said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 593, A bill to be entitled An act repealing Chapter 104 of the Public Laws 1927, regulating fixing Calendars for Civil Terms of Superior Court in Guilford County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 597, A bill to be entitled An act to amend Section Three Thousand Four Hundred and One of the Code of One Thousand Nine Hundred and Twenty-seven, exempting Nash County from the payment of the Sheriff of any sum for seizing distilleries.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 605, A bill to be entitled An act to validate certain legal sales in Greene, Lenoir and Mitchell Counties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 626, A bill to be entitled An act to amend Chapter Thirty-six, Public Laws of One Thousand Nine Hundred and Sixty-seven of the Consolidated Statutes, relative to distribution of Supreme Court Reports and other Public Laws and documents.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 637, A bill to be entitled An act to amend Chapter 196, Public Laws of 1913 and Section 1443 of the Consolidated Statutes relating to the time of holding certain courts in Chowan and Beaufort Counties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 498, A bill to be entitled An act to amend Section 2191 of the Consolidated Statutes allowing a Trust Company to be appointed Public Guardian.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 499, A bill to be entitled An act relating to Terms of Superior Court in the Ninth Judicial District.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 641, A bill to be entitled An act to amend Chapter 216 Public Laws of 1923, relating to the General County Court in Wilson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 645, A bill to be entitled An act for the relief of land owners of the Town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commerce action for local improvement assessments.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 160, A bill to be entitled An act to amend Section Seven Hundred and Thirty of the Consolidated Statutes, permitting Deputy Sheriffs to lay off homesteads.

For concurrence in the Senate Amendment.

On motion of Mr. Jeffress, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

Substitute for S. B. 67, A bill to be entitled An act to amend Section 2583 of the Consolidated Statutes relating to the appointment of trustees in deeds of trust.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

Substitute for S. B. 115, A bill to be entitled An act to amend Chapter 116 Public Laws of 1921 as amended by Chapter 262, Section 4 of Public Laws of 1925, relating to the capital stock of corporations.

Passes its second and third readings, and is ordered Enrolled.

H. B. 511, A bill to be entitled An act to provide for the licensing and supervision of swimming pools and bathing beaches.

On motion of Mr. Johnson of Halifax the bill is laid on the Table.

H. B. 512, A bill to be entitled An act to amend Section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in Building and Loan Associations.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 117, A bill to be entitled An act to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

Passes its second and third readings, and is ordered Enrolled.

Substitute for S. B. 118, A bill to be entitled An act to prevent the sale of poisonous alcohol without proper identification.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Substitute.



Substitute for S. B. 129, A bill to be entitled An act to amend Chapter 27 of the Consolidated Statutes, relative to County Courts.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 160, A bill to be entitled An act to punish abandonment by mothers of children under sixteen years of age.

Passes its second and third readings, and is ordered Enrolled.

S. B. 181, A bill to be entitled An act to provide release of parcels of land upon the payment of tax on each, particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

On motion of Mr. Spence the bill is recommitted to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 162, A bill to be entitled An act to create and establish a Local Government Commission, a Director of Local Government, and to prescribe the powers and duties of such Commission and Director, to prescribe certain duties of Governing Bodies of the various units of the Local Government and provide penalties for the violations thereof and to repeal certain inconsistent laws.

Referred to the Committee on Finance.

SENATE CHAMBER,  
February 26, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has adopted the report of the Conferees appointed to consider the differences arising out of the Amendments adopted to H. B. 66, to the end that your Body may take further action thereon.

Respectfully,  
LEROY MARTIN.

On motion of Mr. Harris the House adjourns, and will meet tomorrow at 12 o'clock noon.

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#### FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, February 27, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Herbert of the City of Raleigh, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the following: Messrs. Makepeace, Kirby and Harris former members of the House, also to Messrs. Gibson, Tigert, and Dantzler, members of the South Carolina Legislature.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 655. A bill to be entitled An act to permit boxing matches in Carteret County.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 243, A bill to be entitled An act to improve the administration of Justice in the Courts of Justices of the Peace and to reduce the number of such Justices and provide for their election and appointment.

With favorable report as amended.

And

H. B. 515, A bill to be entitled An act to amend and re-enact Chapter 243, Section 1, Laws of 1917, relating to deposits in two names.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 608, A bill to be entitled An act to repeal Chapter 161 of the Public Laws of 1929 and to amend certain other laws relating to marriage.

And

H. B. 452, A bill to be entitled An act to amend Section 7672 of the Consolidated Statutes. providing for the sale of the Supreme Court Reports.

And

H. B. 570, A bill to be entitled An act to abridge the requirements of Section 2 of Chapter 334 of the Public Laws of 1929, relative to publication of notice in tax foreclosure suits.

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 658, A bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, being the Charter of the City of Greensboro.

And

H. B. 684, A bill to be entitled An act to authorize the consolidation of the Departments of Public Health, Public Welfare, Juvenile Welfare, Juvenile Courts and the collection of taxes and revenues by the Board of County Commissioners of Guilford County, the Board of Education of Guilford County, the Governing Body of the City or Town located within Guilford County, the Board of Education of any such City or Town, or any one or more of such Board of Governing Bodies.

And

S. B. 212, A bill to be entitled An act authorizing the transfer of an unexpended balance of \$1,992.42 to the credit of Holly Springs Township Special Road District to School District No. 2, Holly Springs, Township, Wake County.

And

H. B. 443, A bill to be entitled An act to amend Section 11, Chapter 250, Public Laws of 1923, as the same relates to the City of Elizabeth City.

And

H. B. 700, A bill to be entitled An act to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.



And

H. B. 706, A bill to be entitled An act to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

And

H. B. 704, A bill to be entitled An act to authorize the Board of Commissioners of Gaston County to fix the number of Tax Collectors in said County.

And

H. B. 565, A bill to be entitled An act to amend Chapter 213, Public Laws, 1927, relating to the collection of taxes.

And

H. B. 701, A bill to be entitled An act to provide for the election of a County Attorney of Madison County.

And

H. B. 702, A bill to be entitled An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

And

H. B. 683, A bill to be entitled An act validating all of the outstanding bonded and floating indebtedness of the County of Catawba.

And

H. B. 686, A bill to be entitled An act relative to the election of the Board of County Commissioners of Pasquotank County.

With favorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 573, A bill to be entitled An act to fix the salary of the Judge of the Recorder's Court of Tyrrell County and provide funds to meet said salary.

And

H. B. 614, A bill to be entitled An act to repeal Chapter 455 of the Public-Local Laws of 1927, and to empower the Board of Commissioners of Gaston County to fix the salaries of the Deputy Clerk and Deputy Register of Deeds of Gaston County.

And

H. B. 697, A bill to be entitled An act to amend Chapter 160 Public-Local and Private Laws of the Session of 1929 relative to the salary and fees of the Clerk of the Superior Court and Register of Deeds of Caldwell County.

And

H. B. 698, A bill to be entitled An act to amend Chapter 367, Public-Local Laws of 1929 fixing the fees of the Sheriff of Caldwell County.

And

S. B. 224, A bill to be entitled An act to amend Chapter 95, Public-Local Laws of 1921 and Chapter 613, Public-Local Laws of 1923, relating to the salary of the Sheriff of New Hanover County.

With favorable reports.

By Mr. Hamilton, for the Committee on Commercial Fisheries.

H. B. 642, A bill to be entitled An act to permit pound net fishing within the three mile limit of Atlantic Ocean.

With a favorable report, as amended.

By Mr. MacLean, for the Committee on Education.

H. B. 572, A bill to be entitled An act to make effective the Constitutional provision for State maintenance of the six months school term.

With an unfavorable report as to the bill, favorable as to the substitute.

On motion of Mr. MacLean, the substitute is adopted.

On motion of Mr. MacLean the substitute bill is made a Special Order for Monday night, March 2, 1931.

On motion of Mr. Jeffress 1,000 additional copies of the substitute are ordered printed.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 512, A bill to be entitled An act to amend Section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in Building and Loan Associations.

H. B. 498, A bill to be entitled An act to amend Section 2191 of the Consolidated Statutes allowing a trust company to be appointed public guardian.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Johnston of Ashe and Jolly: H. B. 710, A bill to be entitled An act for reducing ad valorem taxes in the County-wide Special Charter and Local School Districts of the State.

On motion of Mr. MacLean the rules are suspended and the bill is placed on the Calendar, and is made a Special Order for Monday night, March 2, 1931, to be discussed along with H. B. 572, the first Special Order for Monday night, being the six months school term.

On motion of Mr. Jeffress 1,000 copies of the bill are ordered printed.

By Mr. Johnson of Ashe: H. R. 711, Joint Resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard.

On motion of Mr. Johnston of Ashe the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Cox of Jackson: H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, thereby restoring jurisdiction of Mayor's Court of the Town of Sylva, North Carolina.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 713, A bill to be entitled An act validating indebtedness of the Town of Sylva.

Referred to the Committee on Finance.

And

H. B. 714, A bill to be entitled An act validating indebtedness of Jackson County.

Referred to the Committee on Finance.



By Mr. Doshier, by request: H. B. 715, A bill to be entitled An act to amend Chapter 175 of the Private Laws of 1852, as amended by Chapter 223 of the Private Laws of 1901, of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company.

Referred to the Committee on Propositions and Grievances.

By Mr. Davis of Edgecombe: H. B. 716, A bill to be entitled An act to amend Section 3411 (S) of the Consolidated Statutes of North Carolina, Volume 3 (1924) relating to the medicinal use of spirituous liquors.

Referred to the Committee on Public Health.

By Mr. Gill: H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution and to make the apportionment of the members of the Senate.

Referred to the Committee on Senatorial Districts.

By Messrs. McGougan and Day: H. B. 718, A bill to be entitled An act to amend Section 4925 (e) Third Volume, Consolidated Statutes. relating to the guaranty or indemnity fund of the state warehouse system.

Referred to the Committee on Agriculture.

By Messrs. Coxie of Jackson and Day: H. B. 719, A bill to be entitled An act to amend Section 3 of Article 5 of the Constitution so as to permit taxing property by a rule that is uniform as to each class of property, and to repeal Section 9 of Article 7 of the Constitution, and to provide for a system of severance taxes.

Referred to the Committee on Finance.

By Messrs. Moss and Woodard: H. B. 720, A bill to be entitled An act to amend the Charter of the Town of Nashville.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Hipps: H. B. 721, A bill to be entitled An act to amend Chapter 214, Public-Local Laws, 1925, relating to Hayweed County.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 722, A bill to be entitled An act to allow the Mayor and Board of Aldermen of the Town of Waynesville to aid in reopening the Citizens Bank and Trust Company.

Referred to the Committee on Banks and Banking.

By Mr. McGougan: H. B. 723, A bill to be entitled An act to increase the pay of County Commissioners of Columbus County.

Referred to the Committee on Salaries and Fees.

And

H. B. 724, A bill to be entitled An act to provide for the election of County Recorder in Columbus County by the Board of County Commissioners.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Burgin: H. B. 725, A bill to be entitled An act to prevent the erection of a new Courthouse in Davidson County without a vote of the people.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 726, A bill to be entitled An act to prevent the erection of a Town Hall in the Town of Lexington without a vote of the people.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Haynes of Surry: H. B. 727, A bill to be entitled An act to repeal Sections 2500 (a), 2500 (b), 2500 (c), 2500 (d), and 2500 (e) of Article 2 of the Consolidated Statutes, Volume 3, and Chapter 161, Public Laws, 1929, relating to marriage.

Referred to the Committee on Judiciary No. 1.

And

H. B. 728, A bill to be entitled An act to amend Chapter 85, Private Laws of 1927, relative to the Charter of the Town of Pilot Mountain and to repeal Chapter 44, Private Laws of 1929.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Flanagan: H. B. 729, A bill to be entitled An act validating indebtedness of the Town of Ayden.

Referred to the Committee on Finance.

By Messrs. Flanagan and Holmes: H. B. 730, A bill to be entitled An act to divide the Board of County Commissioners of Pitt County into two classes.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Thompson: H. B. 731, A bill to be entitled An act to put Mrs. Fannie J. Robinson of Brunswick County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Gwaltney: H. B. 732, A bill to be entitled An act to approve and validate the action of the Board of Commissioners of Alexander County in the purchase of a certain tract of land for County Home purposes, and to levy a tax therefor.

Referred to the Committee on Finance.

By Mr. Johnston of Caswell: H. B. 733, A bill to be entitled An act to amend Chapter 311 of the Public-Local Laws of 1929 relative to making tax books for Caswell County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 734, A bill to be entitled An act to repeal Chapter 159 of the Public-Local Laws of 1929, being "An act to increase the compensation of the Register of Deeds of Caswell County, North Carolina."

Referred to the Committee on Salaries and Fees.

By Mr. Morphew: H. B. 735, A bill to be entitled An act to amend Chapter 190 of the Private Laws of North Carolina, Session of 1923, relating to the charter of the Town of Robinsville, in Graham County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Bender: H. B. 736, A bill to be entitled An act to provide for a stenographer fee in the Superior Court of Jones County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 737, A bill to be entitled An act to extend the time of foreclosure of tax certificates in Jones County.

Referred to the Committee on Finance.

By Mr. Gay: H. B. 738, A bill to be entitled An act relating to the hunting of rabbits in Northampton County.

Referred to the Committee on Game.

And



H. B. 739, A bill to be entitled An act prohibiting the setting of steel traps in Northampton County.

Referred to the Committee on Game.

By Mr. Etheridge: H. B. 740, A bill to be entitled An act to validate bonds of Dare County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Neal: H. B. 741, A bill to be entitled An act relating to the indebtedness of the town of Marion.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Johnston of Ashe, by request: H. B. 742, A bill to be entitled An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor.

Referred to the Committee on Education.

By Messrs. Brooks and Young of Durham: H. B. 743, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional terms of the Superior Court of Durham County in the Tenth Judicial District.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 744, A bill to be entitled An act relative to the appointment of an Assistant Clerk and Deputy Clerks of the Superior Court of Durham County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on right of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ewbank: H. B. 746, A bill to be entitled An act to extend the time for payment of street assessments in the City of Hendersonville.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Long of Alamance: H. B. 747, A bill to be entitled An act repealing Chapter 302 of the Public-Local Laws of 1929, and amending Chapter 615 of the Public-Local Laws of 1927.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 748, A bill to be entitled An act authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.

Referred to the Committee on Finance.

By Mr. Lumpkin: H. B. 749, A bill to be entitled An act to amend Section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales.

Referred to the Committee on Judiciary No. 2.

And

H. B. 750, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial sales on advanced bid.

Referred to the Committee on Judiciary No. 2.

And

H. B. 751, A bill to be entitled An act to amend Chapter 610, Public-Local Laws, 1927, relating to fees in criminal cases in the Recorder's Court of Franklin County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. McDewitt: H. B. 752, A bill to be entitled An act to amend House bill 271, ratified February 12, 1931, being "An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system."

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 753, A bill to be entitled An act to improve the sanitary conditions and management of the County Home of Madison County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 754, A bill to be entitled An act to permit fishing with trot lines and baskets, for all kinds of fish except game fish, in the French Broad River in Madison County, after having procured a fishing license for the season.

Referred to the Committee on Conservation and Development.

And

H. B. 755, A bill to be entitled An act to protect the forest and game of Madison County.

Referred to the Committee on Conservation and Development.

By Mr. Cloud: H. B. 756, A bill to be entitled An act to fix salary and fees for the sheriff of Polk County.

Referred to the Committee on Salaries and Fees.

By Mr. Waynick and Mr. Turner of Guilford: H. B. 757, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the City of High Point.

Referred to the Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 288, A bill to be entitled An act to amend Section 5, of Chapter 602, of the Public Laws of 1913, relating to the salary of the Judge of the Recorder's Court for Harnett County.

Referred to the Committee on Salaries and Fees.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the city limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes.

For concurrence in the Senate amendment.

On motion of Mr. Pitts, the House concurs in the Senate amendment, and the bill is ordered placed on the Calendar for its second reading roll call, as the amendment is a material one, thus causing the bill to be placed on its several readings again.

H. B. 453, A bill to be entitled An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.

For concurrence in the Senate amendment.



On motion of Mr. Davis of Hyde, the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 478, A bill to be entitled An act to impose the duties of Tax Collector upon the Secretary-Treasurer of the town of Spruce Pine and provide bond therefor.

For concurrence in the Senate amendment.

On motion of Mr. McBee, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 223, A bill to be entitled An act to amend Chapter 208 of the Private Laws of 1927, relating to the salary of the Mayor of the town of Warsaw, in Duplin County.

Referred to the Committee on Salaries and Fees.

S. B. 253, A bill to be entitled An act for the relief of the Treasurer and Sheriff and other officials of Wilkes County.

Referred to the Committee on Claims.

S. B. 257, A bill to be entitled An act to require the Clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said County.

Referred to the Committee on Judiciary No. 2.

S. B. 287, A bill to be entitled An act to appoint a Road Supervisor for Polk County.

Referred to the Committee on Public Roads.

H. B. 516, A bill to be entitled An act to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.

For concurrence in the Senate Amendment.

On motion of Mr. Uzzell, the House concurs in the Senate amendment, and the bill is ordered enrolled.

SENATE CHAMBER,  
February 27, 1931.

MR. SPEAKER:

As per your request and by order of the Senate we are returning herewith H. B. 5, A bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County, for your further action thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk of the Senate.*

Having been recalled from the Senate, and on motion of Mr. Davis of Hyde the vote by which the bill passed its third reading is reconsidered, and on motion of the same gentleman the bill is laid on the Table.

SENATE CHAMBER,  
February 27, 1931.

MR. SPEAKER:

It is ordered that a message be sent to your Honorable Body with the information that the Senate adopted the report of the conferees appointed to consider the differences arising out of Senate bill No. 99, title, "To clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting."

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

## CONFERENCE REPORT

The report of the conferees appointed to adjust the differences on H. B. 99 follows:

To the President of the Senate and Speaker of the House of Representatives:

Report of the Senate and House Conferées on Senate bill 99.

Your Conferees, appointed to adjust the differences between the House and Senate on the above mentioned bill, report and recommend that the House recede from its amendment and concur in the bill as passed by the Senate.

Respectfully submitted,

H. P. GRIER,

HAYDEN CLEMENT,

Conferees on the part of the  
Senate.

D. MAC JOHNSON, OF HALIFAX,

E. C. BROOKS,

W. R. DOSHER,

Conferees on the part of the  
House.

The question now recurs upon the adoption of the Conference report.

On motion of Mr. Ervin, the House fails to adopt the Conference report, and the Senate is so notified.

## CONFERENCE REPORT

The report of the conferees appointed to adjust the differences on H. B. 66, follows:

To the President of the Senate and Speaker of the House of Representatives:

February 26, 1931.

We, the undersigned Conference Committee on the part of the Senate and House of Representatives, with reference to House bill No. 66, objection having been withdrawn, do recommend that the House concur in the Senate amendment.

FRED I. SUTTON,

G. D. GATLING,

U. L. SPENCE,

For House of  
Representatives.

W. R. LOVILL,

CHAS. WHEDBEE,

For the Senate.

The report is adopted and the bill is ordered enrolled, a like report already having been adopted by the Senate.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 368, A bill to be entitled An act to allow the Board of County Commissioners of Graham County and its depository to enter into a contract regarding certain County funds.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 650, A bill to be entitled An act creating five districts in Bertie County for the selection of County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 682, A bill to be entitled An act to submit to the voters of Hyde County at the next election, the question of abolishing the office of County Treasurer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 589, A bill to be entitled An act to amend Chapter 91, Private Laws of 1927, so as to contract the limits of the town of Brevard.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—107.

Those voting in the negative are: None.

H. B. 599, A bill to be entitled An act to amend the charter of the town of Roanoke Rapids, in Halifax County.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of

Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—107.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 537, An act to create a State Board of Examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

H. B. 477, An act to provide for trustees of the Spruce Pine Hospital, located at Spruce Pine, Mitchell County, to fix the terms of office of said trustees and to validate a resolution of the County Commissioners of Mitchell County with respect to said Hospital.

H. B. 479, An act to amend Chapter 3904, of the Consolidated Statutes, increasing the fees of the Clerk of the Superior Court of Mitchell County and to create for said County the office of Treasurer-Tax Collector, and to fix the salary and fees of the Sheriff of Mitchell County.

H. B. 451, An act relating to witness fees in Beaufort County, amending Section 3893, Consolidated Statutes.

H. B. 550, An act to authorize the Mayor and Commissioners of the town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Woman's Club.

H. B. 524, An act to validate certain legal sales in Transylvania County.

H. B. 412, An act authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County.

H. B. 562, An act to convert the March, 1931, term of Civil Court for Pasquotank County into a mixed term.

S. B. 174, An act relating to the grand and petit jury of Cherokee County.

S. R. 275, A Joint Resolution requesting the Secretary of the United States Navy to send the cruiser Raleigh to Southport Harbor, Southport, North Carolina.

H. R. 707, A Joint Resolution in regard to the death of Honorable Gallatin Roberts, late member of the General Assembly of North Carolina from Buncombe County.

S. B. 117, An act to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

S. B. 160, An act to punish abandonment by mother of children under 16 years of age.

H. B. 160, An act to amend Section 730, of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

S. B. 115, An act to amend Chapter 116, Public Laws, 1921, as amended by Chapter 262, Section 4, of Public Laws of 1925, relating to the capital stock of corporations.

H. B. 42, An act to amend Chapter 141, of the Private Laws of 1901, by repealing Section 6 thereof, relative to the election of trustees for the



graded schools of the town of Rockingham and to make new provisions therefor.

On motion of Mr. Moss, H. B. 566, A bill to be entitled An act to prohibit the unauthorized practice of law in the State of North Carolina; is taken from the Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. White of Robeson, the House takes a recess until 8:00 o'clock tonight.

### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Friday Night, February 27, 1931.

Pursuant to recess the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 735, A bill to be entitled An act to amend Chapter 190, of the Private Laws of North Carolina, Session of 1923, relating to the charter of the town of Robbinsville, in Graham County.

And

H. B. 746, A bill to be entitled An act to extend the time for payment of street assessments in the City of Hendersonville.

And

H. B. 725, A bill to be entitled An act to prevent the erection of a new Court House in Davidson County without a vote of the people.

And

H. B. 733, A bill to be entitled An act to amend Chapter 311, of the Public-Local Laws of 1929, relative to making tax books for Caswell County.

And

H. B. 740, A bill to be entitled An act to validate bonds of Dare County.

And

H. B. 741, A bill to be entitled An act relating to the indebtedness of the town of Marion.

And

H. B. 720, A bill to be entitled An act to amend the charter of the town of Nashville.

And

H. B. 721, A bill to be entitled An act to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.

H. B. 730, A bill to be entitled An act to divide the Board of County Commissioners of Pitt County into two classes.

And

H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.

And

H. B. 752, A bill to be entitled An act to amend House bill 271, ratified February 12, 1931, being "An act to repeal Chapter 321, of the Public-Local Laws of 1927, relating to a budget system."

And

H. B. 747, A bill to be entitled An act repealing Chapter 302, of the Public-Local Laws of 1929, and amending Chapter 615 of the Public-Local Laws of 1927.

And

H. B. 744, A bill to be entitled An act relative to the appointment of an assistant clerk and deputy clerks of the Superior Court of Durham County.

And

H. B. 728, A bill to be entitled An act to amend Chapter 85, Private Laws of 1927, relative to the charter of the town of Pilot Mountain, and to repeal Chapter 44, Private Laws of 1929.

And

H. B. 753, A bill to be entitled An act to improve the sanitary conditions and management of the County Home of Madison County.

And

S. B. 218, A bill to be entitled An act to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines.

And

H. B. 726, A bill to be entitled An act to prevent the erection of a Town Hall in the town of Lexington without a vote of the people.

With favorable reports.

And

H. B. 594, A bill to be entitled An act to provide for the collection of taxes in the City of Charlottee and County of Mecklenburg.

With an unfavorable report as to the bill, favorable as to the Substitute.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 673, A bill to be entitled An act to regulate the drawing of jurors for the Recorder's Court for Halifax County.

And

H. B. 699, A bill to be entitled An act to confer civil jurisdiction upon the County Recorder's Court of Caldwell County.

And

H. B. 681, A bill to be entitled An act to amend Chapter 433, Public-Local Laws, 1929, relative to Recorder's Court of Franklin County.

And

H. B. 671, A bill to be entitled An act to require the Judge and Prosecuting Attorney of the County Court of Duplin to be elected by the people. the people.

With favorable reports.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 611, A bill to be entitled An act to permit fishing with trot lines and nets for catfish in the Tennessee River, Graham County.

The Committee recommends that the bill be recommitted to the Committee on Conservation and Development.

It is so ordered.

By Mr. Hood, for the Committee on Finance.



S. B. 162, A bill to be entitled An act to create and establish a Local Government Commission; a Director of Local Government, and to prescribe the powers and duties of such Commission and Director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws.

With a favorable report, as amended.

On motion of Mr. Hood the bill is made a Special Order for tomorrow, Saturday, February 28, 1931, to be taken up after the completion of the Public-Local Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 189, A bill to be entitled An act to amend Chapter 273, of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Substitute for H. B. 25, A bill to be entitled An act to repeal Chapter 221, of the Public Laws of North Carolina, Session of 1927, and acts amendatory thereto.

Substitute adopted.

Amendments are sent forward by Messrs. Parker, Flanagan, and Johnson of Chatham, all of which are lost.

The Substitute bill passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 254, A bill to be entitled An act to amend Section 1892, of the Consolidated Statutes; to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks.

As amended, and remains on the Calendar for its second reading roll call.

On motion of Mr. Brooks the House adjourns and will meet tomorrow at 10 o'clock A. M.

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#### FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, February 28, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. H. M. North of the City of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. Boren, former member of the House from Guilford County.

Leave of absence is granted to Messrs. Smith of Martin, Burgin, Leake, and Brinson until Monday.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance.

H. B. 639, A bill to be entitled An act to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in Henderson County.

And

H. B. 322, A bill to be entitled An act to amend Section 8014 of the Consolidated Statutes, in reference to the manner of advertisement of tax sales.

And

H. B. 249, A bill to be entitled An act to amend Section 7979 (a) of the Consolidated Statutes relating to the refund of taxes illegally collected.

And

H. B. 600, A bill to be entitled An act to amend Chapter 90, Private Laws of 1907, pertaining to the collection of taxes, and to amend Chapter 12, Private Laws of 1917, pertaining to the collection of assessments, in the town of Canton, Haywood County.

And

H. B. 638, A bill to be entitled An act to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.

And

H. B. 748, A bill to be entitled An act authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.

And

H. B. 584, A bill to be entitled An act to require the Sheriff of Robeson County and the Tax Collectors of all municipalities in said County to accept quarterly payments of taxes.

With favorable reports.

And

H. B. 194, A bill to be entitled An act for the relief of N. E. Milsaps and G. W. Shuler, Ex-Sheriff and Tax Collector of Graham County, authorizing the collection of back taxes due said Sheriff.

With a favorable report, as amended.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 540, A bill to be entitled An act for the protection of game in Graham County.

And

H. B. 585, A bill to be entitled An act to amend the North Carolina game law.

And

H. B. 646, A bill to be entitled An act prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said County.

And

H. B. 635, A bill to be entitled An act to protect wild waterfowl in the waters adjacent to the town of Wrightsville Beach.



And

H. B. 569, A bill to be entitled An act amending Chapter 431, Public-Local Laws of 1927, amending the game laws of Currituck County.

With favorable reports.

And

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars hereinafter mentioned.

With a favorable report, as amended.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 693, A bill to be entitled An act to amend and re-enact Section 496 of the Consolidated Statutes of North Carolina relating to "defense without bond," in actions to recover possession of real property.

With a favorable report.

And

S. B. 181, A bill to be entitled An act to provide release of parcels of land upon the payment of taxes on each particular piece and to provide for subrogation and contribution to those paying taxes on land of others.

With a favorable report, as amended.

And

H. B. 603, A bill to be entitled An act to repeal Chapter 161, of the Public Laws of 1929, being An act to require advance notice of five days with respect to issuing marriage license.

With an unfavorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 127, A bill to be entitled An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing Rowan County under the provisions of the act.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Thomas, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 189, A bill to be entitled An act to amend Chapter 273 of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. White of Robeson: H. B. 758, A bill to be entitled An act validating indebtedness of Robeson County.

Referred to the Committee on Finance.

By Mr. Gwaltney: H. B. 759, A bill to be entitled An act to amend Chapter 119, Public Laws of 1929, being "An act to regulate the practice of barbering in the State of North Carolina."

On motion of Mr. Gwaltney the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Graham: H. B. 760, A bill to be entitled An act to amend Chapter 61, Public Laws, 1921, and to amend Section 5849, of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

Referred to the Committee on Education.

And

H. B. 761, A bill to be entitled An act to authorize the Commissioners of Robeson County to amend existing contract with the State Highway Commission.

Referred to the Committee on Public Roads.

By Mr. James: H. B. 762, A bill to be entitled An act to establish a Police Commission for the City of Elizabeth City.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Jeffress: H. B. 763, A bill to be entitled An act to provide for the rental of text books to patrons of Public Schools of the State.

Referred to the Committee on Education.

And

H. B. 764, A bill to be entitled An act to prevent the awarding of contracts by Board or officers of Counties, Cities, Towns, or other subdivisions of the State until competitive bids are received therefor.

Referred to the Committee on Finance.

By Mr. Johnson of Caswell: H. B. 765, A bill to be entitled An act for the relief of the landowners of the State of North Carolina and to provide funds for the maintenance of the public schools for a period of six months.

Referred to the Committee on Finance.

By Messrs. Turner of Iredell, Huffman, and Uzzell: H. B. 766, A bill to be entitled An act to provide free text books for the school children of the State and to that end to appoint a Commission whose duty it shall be to print and distribute such books.

Referred to the Committee on Education.

By Mr. Jeffress: H. B. 767, A bill to be entitled An act requiring bailers and consignees to deliver up the property bailed or consigned upon the demand of the owner, or to account for the value thereof, and regulating and determinisg the presumptions and burden of proof in cases arising out of contracts of bailment and consignment.

Referred to the Committee on Judiciary No. 2.

And

H. B. 768, A bill to be entitled An act to amend Chapter 148, Section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrance through highways.

Referred to the Committee on Public Roads.

By Mr. Long of Alamance: H. B. 769, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, as amended by Chapter 172, Public Laws, 1929, providing additional terms of court for Alamance County.

Referred to the Committee on Courts and Judicial Districts.



By Messrs. Howell and Reed: H. B. 770, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, North Carolina.

Referred to the Committee on Banks and Banking.

By Mr. Ervin: H. B. 771, A bill to be entitled An act to repeal Chapter 116, of the Public Laws of 1929, entitled, "An act to make the regular March term of the Superior Court of Burke County in the Sixteenth Judicial District a mixed court for trial of criminal and civil cases.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Ewbank: H. B. 772, A bill to be entitled An act relating to foreclosures of tax certificates of Henderson County and the City of Hendersonville for three years, 1926, 1927 and 1928.

Referred to the Committee on Judiciary No. 1.

And

H. B. 773, A bill to be entitled An act to validate the acts of J. H. Yelton, Notary Public of Henderson County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 774, A bill to be entitled An act to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular tax collector of Henderson County.

Referred to the Committee on Finance.

By Mr. Johnson of Halifax: H. B. 775, A bill to be entitled An act relating to the indebtedness of the town of Littleton.

On motion of Mr. Johnson of Halifax, the rules are suspended and the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 197, A bill to be entitled An act to amend Section 4927, Volume III, of the Consolidated Statutes requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine.

Referred to the Committee on Agriculture.

S. B. 237, A bill to be entitled An act to repeal Chapter 331, of the Public-Local Laws of 1925, and to abolish the commission form of government for Jackson County, to make the County Accountant Clerk to the Board of said County and to provide for his salary.

Referred to the Committee on Counties, Cities and Towns.

S. B. 308, A bill to be entitled An act to abolish the office of Tax Collector in Polk County and place the duty of collecting taxes in the hands of the Sheriff.

Referred to the Committee on Counties, Cities and Towns.

S. B. 319, A bill to be entitled An act to amend Chapter 168, Private Laws of 1929, relating to elections in the town of Angier.

Referred to the Committee on Election Laws.

H. B. 435, A bill to be entitled An act to place the officers of Bladen County on a salary basis and to fix the salary of officer.

Placed on the Calendar for concurrence in the Senate amendment.

SENATE CHAMBER,  
February 28, 1931.

MR. SPEAKER:

It is ordered that a message be sent to your Honorable Body with the information that pursuant to your message stating that the House had failed to concur in the conference report on S. B. 99, A bill to be entitled An act to clarify and amend Chapter 318, of the Public Laws of 1925, relating to the practice of general contracting, that the conferees appointed by the Senate have been continued with instructions to again attempt an adjustment that will meet the approval of both Houses.

Respectfully,  
(Signed) LEROY MARTIN,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 698, A bill to be entitled An act to amend Chapter 367, Public-Local Laws of 1929, fixing the fees of the Sheriff of Caldwell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 699, A bill to be entitled An act to confer civil jurisdiction upon the County Recorder's Court of Caldwell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 700, A bill to be entitled An act to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 706, A bill to be entitled An act to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 721, A bill to be entitled An act to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 725, A bill to be entitled An act to prevent the erection of a new Court House in Davidson County without a vote of the people.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 726, A bill to be entitled An act to prevent the erection of a Town Hall in the town of Lexington without a vote of the people.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 730, A bill to be entitled An act to divide the Board of County Commissioners of Pitt County into two classes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 733, A bill to be entitled An act to amend Chapter 311 of the Public-Local Laws of 1929, relative to making tax books for Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 701, A bill to be entitled An act to provide for the election of a County Attorney of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 702, A bill to be entitled An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 704, A bill to be entitled An act to authorize the Board of Commissioners of Gaston County to fix the number of tax collectors in said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 655, A bill to be entitled An act to permit boxing matches in Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 614, A bill to be entitled An act to repeal Chapter 455, of the Public-Local Laws of 1927, and to empower the Board of Commissioners of Gaston County to fix the salaries of the Deputy Clerk and Deputy Register of Deeds of Gaston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 671, A bill to be entitled An act to require the Judge and Prosecuting Attorney of the County Court of Duplin to be elected by the people.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 673, A bill to be entitled An act to regulate the drawing of jurors for the Recorder's Court for Halifax County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 681, A bill to be entitled An act to amend Chapter 433, Public-Local Laws, 1929, relative to Recorder's Court of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 684, A bill to be entitled An act to authorize the consolidation of the Departments of Public Health, Public Welfare, Juvenile Welfare, Juvenile Courts and the collection of taxes and revenue by the Board of County Commissioners of Guilford County, the Board of Education of Guilford County, the governing body of any city or town located within Guilford County, the Board of Education of any such city or town, or any one or more of such boards or governing bodies.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 686, A bill to be entitled An act relative to the election of the Board of County Commissioners of Pasquotank County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 697, A bill to be entitled An act to amend Chapter 160, Public-Local and Private Laws of the Session of 1929, relative to the salary and fees of the Clerk of the Superior Court and Register of Deeds of Caldwell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 747, A bill to be entitled An act repealing Chapter 302, of the Public-Local Laws of 1929, and amending Chapter 615, of the Public-Local Laws of 1927.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 752, A bill to be entitled An act to amend House Bill 271, ratified February 12th, 1931, being An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 746, A bill to be entitled An act to extend the time for payment of street assessments in the City of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 744, A bill to be entitled An act relative to the appointment of an Assistant Clerk and Deputy Clerks of the Superior Court of Durham County.

On motion of Mr. Brooks the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 573, A bill to be entitled An act to fix the salary of the Judge of the Recorder's Court of Tyrrell County and provide funds to meet said salary.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.

On motion of Mr. Jeffress, the bill is recommitted to the Committee on Judiciary No. 1.

Substitute for H. B. 594, A bill to be entitled An act to provide for the collection of taxes in the City of Charlotte, and County of Mecklenburg. Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 753, A bill to be entitled An act to improve the sanitary conditions and management of the County Home of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



S. B. 212, A bill to be entitled An act authorizing the transfer of an unexpended balance of \$1,992.42 to the credit of Holly Springs Township Special Road District to School District No. 2, Holly Springs Township, Wake County, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 224, A bill to be entitled An act to amend Chapter 95, Public-Local Laws of 1921, and Chapter 613, Public-Local Laws of 1923, relating to the salary of the Sheriff of New Hanover County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof for the repeal of the charters of other towns within the extended limits and for other purposes.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 683, A bill to be entitled An act validating all of the outstanding bonded and floating indebtedness of the County of Catawba.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, MeBane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 658, A bill to be entitled An act to amend Chapter 37, of the Private Laws of 1923, being the charter of the City of Greensboro.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 720, A bill to be entitled An act to amend the charter of the town of Nashville.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 728, A bill to be entitled An act to amend Chapter 85, Private Laws of 1927, relative to the charter of the town of Pilot Mountain, and to repeal Chapter 44, Private Laws of 1929.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.



H. B. 735, A bill to be entitled An act to amend Chapter 190, of the Private Laws of North Carolina, Session of 1923, relating to the charter of the town of Robbinsville, in Graham County.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 740, A bill to be entitled An act to validate bonds of Dare County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 741, A bill to be entitled An act relating to the indebtedness of the town of Marion.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

S. B. 218, A bill to be entitled An act to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territorial limits thereof to the town of Southern Pines.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Hyde, Day, DeHart, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, LeGrand, Long of Alamance, Loven, Lyon, Mebane, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Woodall, and Woodard—80.

Those voting in the negative are: None.

H. B. 254, A bill to be entitled An act to amend Section 1892 of the Consolidated Statutes, to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks.

As amended, passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Hyde, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, James, Jeffress, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Mebane, Morphew, Moss, McBee, McEachern, McRae, Newman, Parker, Pinnix, Puett, Reed, Rogers, Seawell, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall and Woodard—75.

Those voting in the negative are: Mr. Jones—1.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House:

S. B. 162, A bill to be entitled An act to create and establish a Local Government Commission, a Director of Local Government, and to prescribe the powers and duties of such Commission and Director; to prescribe certain duties of governing bodies of the various units of local government and to provide penalties for the violations thereof and to repeal certain inconsistent laws.

Mr. Johnson of Chatham sends forward an amendment.

The amendment is lost.

Mr. Hood sends forward four amendments.



The amendments are adopted.

Mr. Jeffress sends forward an amendment.

The amendment is adopted.

The question now recurs upon the passage of the bill as amended, on its second reading.

The bill passes its second reading as amended, by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Hyde, Day, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Hood, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Killian, LeGrand, Long of Alamance, Long of Halifax, Loven, Marshall, Mebane, Morphew, Moss, McBee, McEachern, McGougan, McRae, Newman, Parker, Pinnix, Puett, Reed, Rogers, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Woodard—77.

Those voting in the negative are: Messrs. Etheridge, Haynes of Surry, Jones, and Turner of Iredell—4.

On motion of Mr. Hood the bill is made a Special Order on its third reading Monday, March 2, 1931, at the conclusion of the Public-Local Calendar.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the Secretary of State:

H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service.

H. B. 516, An act to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.

H. B. 478, An act to impose the duties of Tax Collector upon the Secretary-Treasurer of the town of Spruce Pine and provide bond therefor.

H. B. 129, An act to amend Section 1, Chapter 70, Private Laws, 1923, providing for the election of five members of the School Committee for the town of East Spencer.

#### CONFERENCE COMMITTEE REPORT

The report of the Conferees appointed to adjust the differences on H. B. 99, follows:

To the President of the Senate and to the Speaker of the House:

Your Conference Committee upon the House amendment to Senate bill No. 99 in further conference since the declination of the House to adopt the Conference Report heretofore made now makes the further and following report:

That the House amendment under consideration be not adopted, and that the word "or" be added in line eight of Section No. 3 of said bill after the

word "architect" and before the word "engineer," and that the words "or other person" beginning in line eight of Section No. 3 of said bill be stricken out so that said Section No. 3 of the bill will not apply to owners as the Section relates to the penalty provided.

W. R. DOSHER,  
E. C. BROOKS, JR.,  
D. MAC JOHNSON OF HALIFAX,  
H. P. GRIER,  
HAYDEN CLEMENT.

The report is adopted and a message is sent to the Senate giving that Body information of the action of the House.

On motion of Mr. Jeffress, H. B. 684, A bill to be entitled An act to authorize the consolidation of the Department of Public Health, Public Welfare, Juvenile Welfare, Juvenile Courts and the collection of taxes and revenues by the Board of County Commissioners of Guilford County, the Board of Education of Guilford County, the governing body of any city or town located within Guilford County, and the Board of Education of any such city or town, or any one or more of such Boards or Governing Bodies, is ordered recalled from the Senate, on motion of the same gentleman the vote by which the bill passed its third reading is reconsidered and on motion of Mr. Jeffress the bill is recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Cherry, H. B. 382, A bill to be entitled An act to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume III, and as amended by the Public Laws of 1925 and 1927, is made a second Special Order for Monday morning, March 2, 1931, after the completion of the first Special Order.

On motion of Mr. Woodard the House adjourns and will meet Monday morning at 11 o'clock A. M.

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## FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Monday, March 2, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. C. J. Hollandsworth of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. Smith, Young, Norris, Cox, and Miss MacLean, former members of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Young of Harnett, for the Committee on Manufacturing and Labor.



H. B. 306, A bill to be entitled An act to prevent the employment of female persons under eighteen years of age in mills, factories, canneries, workshops, or manufacturing establishments at night.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Spence: H. B. 776, A bill to be entitled An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which, by reason of present conditions cannot be protected by a depository bond.

Referred to the Committee on Finance.

And

H. B. 777, A bill to be entitled An act to enable the Treasurer, by and with the consent of the Governor and Council of State, to issue bond anticipation notes against the bonds authorized by Chapter 147, of the Public Laws, 1927, to run for a longer period.

Referred to the Committee on Finance.

By Mr. Hipps: H. B. 778, A bill to be entitled An act to validate the registration of certain deeds in Haywood County.

Referred to the Committee on Judiciary No. 1.

By Mr. Gill: H. B. 779, A bill to be entitled An act validating indebtedness of the town of Laurinburg.

On motion of Mr. Gill the bill is placed on the Calendar.

By Mr. Henry: H. B. 780, A bill to be entitled An act to allow the County Commissioners of Transylvania County and the Aldermen of the town of Brevard to aid in reopening the Brevard Banking Company.

Referred to the Committee on Banks and Banking.

By Mr. McRae: H. B. 781, A bill to be entitled An act to punish trustees embezzling funds of their cestuis que trustent.

Referred to the Committee on Judiciary No. 2.

By Mr. White of Robeson: H. B. 782, A bill to be entitled An act to amend the charter of the town of Lumberton.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Uzzell and Huffman: H. B. 783, A bill to be entitled An act to amend Chapter 231, of the Private Laws of 1927 of North Carolina, relative to elections in the City of Salisbury, and defining certain rights and duties of the City Council.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Rogers: H. B. 784, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes, placing Macon County under the Primary Law.

Referred to the Committee on Election Laws.

By Mr. Gwyn: H. B. 785, A bill to be entitled An act to validate certain official acts of Justices of the Peace in Caldwell County.

Referred to the Committee on Judiciary No. 1.

By Mr. McBee: H. B. 786, A bill to be entitled An act to provide for the delivery and sale of Spruce Pine Hospital bonds.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Seawell, White of Robeson, Holmes, Ewing, Johnson of Pender, and Day: H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a governing board, and to define the duties of said board and that of the Commissioner of Agriculture.

Referred to the Committee on Reorganization of State Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 252, A bill to be entitled An act to set aside certain funds of the town of Andrews, North Carolina, as a sinking fund.

Referred to the Committee on Finance.

S. B. 258, A bill to be entitled An act relating to tax listing in Johnston County.

Referred to the Committee on Finance.

S. B. 269, A bill to be entitled An act to prohibit throwing laps of trees in the streams of Avery and Watauga Counties.

Referred to the Committee on Propositions and Grievances.

S. B. 271, A bill to be entitled An act to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear at Wilmington.

Referred to the Committee on Finance.

S. B. 327, A bill to be entitled An act to allow the Governing Body of the Town of Weaverville in the County of Buncombe to aid in reopening the Farmers and Traders Bank of Weaverville.

Referred to the Committee on Banks and Banking.

S. B. 207, A bill to be entitled An act regulating sales of real and personal property by receivers.

Referred to the Committee on Judiciary No. 2.

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

Referred to the Committee on Judiciary No. 1.

S. B. 247, A bill to be entitled An act providing for the election of the Recorder, Vice-Recorder, Clerk and Prosecuting Officer for the Recorder's Court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said Court, and providing for the holding of an election.

Referred to the Committee on Courts and Judicial Districts.

S. B. 282, A bill to be entitled An act to amend Chapter 207, Private Laws of 1897, relating to the Charter of the Eastern Band of Cherokee Indians.

Referred to the Committee on Propositions and Grievances.

S. B. 291, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

Referred to the Committee on Finance.



S. B. 296, A bill to be entitled An act to amend Section 1293 of the Consolidated Statutes of North Carolina, relating to the number of County Commissioners of Brunswick County and to provide that only one member can be from a Township of said County.

Referred to the Committee on Counties, Cities and Towns.

H. B. 338, A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State and to provide for the maintenance thereof.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 418, A bill to be entitled An act to regulate Mutual Burial Associations and assessment insurance associations.

Placed on the Calendar for concurrence in the Senate Amendment.

SENATE CHAMBER,  
March 2, 1931.

MESSAGE TO THE HOUSE OF REPRESENTATIVES:

Mr Speaker:

It is ordered that a message be sent to your Honorable Body with the information that pursuant to Joint Resolution to that effect the Senators will meet with the members of the House of Representatives in the vestibule at the hour of 1:15 there to proceed in a body to the State Theatre building for the purpose of hearing an address by Honorable Alfred E. Smith, former Governor of the State of New York.

Respectfully,  
(Signed) LEROY MARTIN,  
*Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 584, A bill to be entitled An act to require the Sheriff of Robeson County and the Tax Collector of all municipalities in said county to accept quarterly payments of taxes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 635, A bill to be entitled An act to protect wild waterfowl in the waters adjacent to the Town of Wrightsville Beach.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 638, A bill to be entitled An act to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 194, A bill to be entitled An act for the relief of N. E. Milsaps and G. W. Shuler Ex-sheriff and Tax Collector of Graham County, authorizing the collection of back taxes due said Sheriff.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 540, A bill to be entitled An act for the protection of game in Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 569, A bill to be entitled An act amending Chapter 431, Public-Local Laws of 1927, amending the Game Laws of Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 646, A bill to be entitled An act prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 678, A bill to be entitled An act to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of Chairman of the Board of Commissioners of Mecklenburg County.

Passes its second reading, and remains on the Calendar.

H. B. 748, A bill to be entitled An act authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 255, A bill to be entitled An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the Charters of other towns within the extended limits, and for other purposes.

Passes its third reading by the following vote and ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Burton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morpew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 775, A bill to be entitled An act relating to the indebtedness of the Town of Littleton.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morpew, Moss, Moye, McBee, McDevitt, McGougan, McRae,



Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 600, A bill to be entitled An act to amend Chapter Ninety, Private Laws of One Thousand Nine Hundred and Seven, pertaining to the collection of taxes and to amend Chapter Twelve, Private Laws of One Thousand Nine Hundred and Seventeen, pertaining to the collection of assessments, in the Town of Canton, Haywood County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 639, A bill to be entitled An act to restrict and limit the powers of the Board of Commissioners of the Town of East Flat Rock in Henderson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, H. B. 735, A bill to be entitled An act to amend Chapter 190 of the Private Laws of North Carolina, Session 1923, relating to the Charter of the Town of Robbinsville, in Graham County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 741, A bill to be entitled An act relating to the indebtedness of the Town of Marion.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 740, A bill to be entitled An act to validate bonds of Dare County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.



H. B. 728, A bill to be entitled An act to amend Chapter 85 Private Laws of 1927, relative to the Charter of the Town of Pilot Mountain, and to repeal Chapter 44, Private Laws of 1929.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 720, A bill to be entitled An act to amend the Charter of the Town of Nashville.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 683, A bill to be entitled An act validating all of the outstanding bonded and floating indebtedness of the County of Catawba.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae,

Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

H. B. 658, A bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, being the Charter of the City of Greensboro.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbanks, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

S. B. 218, A bill to be entitled An act to repeal and abrogate the Charter of the Town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the Town of Southern Pines.

Passes its third reading by the following vote and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Binford, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbanks, Flanagan, Fulghum, Garibaldi, Gill, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Woodall—86.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Halstead, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 224, An Act to amend Chapter Ninety-five, Public-Local Laws of One Thousand Nine Hundred and Twenty-one, and Chapter Six Hundred and Thirteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-three, relating to the salary of the Sheriff of New Hanover County.



H. B. 488, An Act to require the County Treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to the said Treasurer.

S. B. 212, "An Act authorizing the transfer of an unexpended balance of one thousand nine hundred ninety-two dollars and forty-two cents (\$1,992.42) to the credit of Holly Springs Township Special Road District to School District Number Two, Holly Springs Township, Wake County, North Carolina."

H. B. 429, An Act to provide for the better enforcement of the Prohibition Laws in Montgomery County.

H. B. 553, An Act to decrease the number of Commissioners of the Town of Bailey, Nash County, from five to three.

H. B. 133, An Act to repeal Chapter Two Hundred and Sixty-eight, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, relating to the payment of taxes in Gates County.

H. B. 89, An Act to require the filing of claims with and regulating actions against the Town of Black Mountain.

H. B. 433, An Act to amend Chapter Four Hundred Sixty-six of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, exempting Graham County from Pool Room Law.

H. B. 580, An Act to repeal Chapter Two of the Public-Local Laws of One Thousand Nine Hundred Nineteen entitled "An Act to amend the Prohibition Law and to provide for the better enforcement of the same in Burke County."

H. B. 467, An Act to amend Chapter One Hundred and Thirty-nine, Public-Local Laws, Extra Session One Thousand Nine Hundred and Twenty-four relating to Criminal Courts of Harnett County.

H. B. 545, An Act amending Chapter One Hundred and Fifty-six of the Private Laws of One Thousand Nine Hundred and Twenty-nine, relating to the establishing of the Boxing Commission for the City of Asheville.

H. B. 531, An Act to repeal Chapter Two Hundred Nine of the Private Laws of One Thousand Nine Hundred Twenty-seven, creating a Power and Water Commission for the Town of Plymouth.

H. B. 489, An Act to repeal Chapter Three Hundred and Seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-one, relating to the fees of the Clerk of the Superior Court of Currituck County.

H. B. 482, An Act to repeal Chapter Eighty-four, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to fowls running at large in Mitchell County.

H. B. 481, An Act to repeal Chapter Two Hundred and Fifty-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to inoculation of dogs for rabies in Mitchell County.

H. B. 582, An Act to repeal Chapter Three Hundred and Three of the Public-Local Laws of One Thousand Nine Hundred and Seventeen entitled "An Act to allow the Board of Commissioners for Burke County to employ special officers."

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Chair lays before the House S. B. 162, A bill to be entitled An act to create and establish a local

Government Commission, a Director of Local Government, and to prescribe the powers and duties of such Commission and Director; to prescribe certain duties of Governing Bodies of the various units of Local Government and provide penalties for the violations thereof, and to repeal certain inconsistent laws.

The question now recurs upon the passage of the bill as amended on its third reading.

The bill passes its third reading, as amended by the following vote and is sent to the Senate for concurrence in the House Amendment:

Those voting in the affirmative are: Messrs. Allen, Binford, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, DeHart, Edwards, Ervin, Ewbank, Ewing, Fulghum, Garibaldi, Gill, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Pender, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, MacLean, Morphew, Miss, McBee, McDevitt, McEachern, McGougan, McRae, Norman, Parker, Pinnix, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Spence, Thomas, Turner of Guilford, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Durham—72.

Those voting in the negative are: Messrs. Davis of Hyde, Etheridge, Gatling, Haynes of Surry, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Loven, Lumpkin, Moye, Sigmon, Smith, Ward, and Young of Harnett—15.

#### SPECIAL ORDER

The hour for the second Special Order having arrived, the Chair lays before the House second Substitute for Substitute H. B. 382, A bill to be entitled An act to amend sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925 and 1927.

The question recurs upon the adoption of the second Substitute.

On motion of Mr. Brooks, the House takes a recess until 1:10 o'clock P. M., at which time all members are to meet on the east side of the Capitol and march in a body down to the State Theatre to hear an address by the Honorable Alfred Emanuel Smith.

#### JOINT SESSION

Pursuant to resolution heretofore adopted, the Senators and members of the House of Representatives meet, on the east side of the Capitol, and proceed to the State Theatre, where a Joint Session of the General Assembly convenes to hear an address by the Honorable Alfred Emanuel Smith.

After the address of the Honorable Alfred Emanuel Smith, and in accordance with a motion heretofore made by Mr. Brooks, the House takes a recess until 8 o'clock tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Monday Night, March 2, 1931.

The Speaker being absent, the House is called to order by Principal Clerk, Thad A. Eure, who calls Mr. Sutton, who was designated by Speaker Smith as Speaker protem to the Chair.



Leave of absence is granted to Mr. Gattis, indefinitely, on account of the sickness of his father.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. MacLean, for the Committee on Education.

H. B. 629, A bill to be entitled An act to amend Section 5482 of the Consolidated Statutes as amended by Section 18, Chapter 243, Public Laws 1929, with reference to the qualifications of the County Superintendent of Schools in Ashe County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Howell, and Reed: H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General Courts of the State.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 789, A bill to be entitled An act amending Chapter 85 of the Public Laws of Extra Session of 1924, relating to costs in civil actions in the General County Courts of the State.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 790, A bill to be entitled An act to amend Chapter 242 of the Public Laws of 1925, And Chapter 250 of the Public Laws of 1925, relating to procedure, process and costs in the General County Courts of the State.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Reed: H. B. 791, A bill to be entitled An act creating a racing commission for the County of Buncombe and to amend Chapter 39, and Article 34, Sub-chapter 12 of Chapter 82 of the Consolidated Statutes of North Carolina, insofar as same in conflict therewith.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Johnson of Halifax: H. B. 792, A bill to be entitled An act to amend Section 13, of Chapter 342 of the Private Laws of 1901, relating to the levy of privilege taxes by the Town of Scotland Neck.

Referred to the Committee on Finance.

#### UNFINISHED BUSINESS

The Speaker lays before the House the second substitute for H. B. 382, A bill to be entitled An act, to amend Sections of the Banking Law as appear in Chapter 5, Consolidated Statutes, Volume 3, and as amended by the Public Laws of 1925 and 1927.

Having been discussed at the morning Session, but no action taken on the bill, the question recurs upon the adoption of the second substitute bill.

The second substitute bill is adopted.

Amendments are offered by Messrs. Johnson of Chatham, Davis of Hyde, Halstead and Ervin, all of which are lost.

The question now recurs upon the passage of the second substitute bill on its several readings.

The second substitute bill passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill and the first substitute bill are laid on the Table.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Chair lays before the House, substitute for H. B. 572, A bill to be entitled An act to make effective the Constitutional Provision for State maintenance of the six months school term.

Upon motion heretofore made, H. B. 710, A bill to be entitled An act for reducing ad-valorem taxes in the county wide Special Charter and local school district of the State; is placed before the House to be discussed along with H. B. 572, the Special Order for the night.

In accordance with the rules of the House only one bill can be voted on at the time, and the question now before the House is the passage of H. B. 572, on its several readings.

Mr. McRae moves that the consideration of H. B. 572, be postponed until after the Finance Committee makes its report.

Upon this Mr. MacLean, calls for the "ayes" and "noes." The call is sustained, and the motion to postpone the bill is lost by the following vote.

Those voting in the affirmative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Groves, Gwyn, Hanes of Forsyth, Haynes of Surry, Long of Alamance, McRae, Neal, Newman, Puett, Readling, Seawell, Scarborough, Sigmon, Turner of Guilford, Uzzell, and Waynick—27.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Harris, Helms, Henry, Hips, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, Long of Halifax, Lumpkin, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pinnix, Reed, Rogers, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Upchurch, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodward, and Young of Harnett—79.

Mr. Jeffress sends forward several amendment to H. B. 572.

Mr. Seawell sends forward an amendment to H. B. 572.

Mr. Johnson of Halifax, sends forward an amendment, to the amendment offered by Mr. Seawell.

Mr. MacLean calls the previous question on H. B. 572, and all amendments thereto. The call is sustained.

The question now recurs upon the adoption of the amendment, to the amendment of Mr. Seawell, offered by Mr. Johnson of Halifax.

The amendment is lost.

The question now recurs upon the adoption of the amendment, offered by Mr. Seawell. Upon this Mr. Seawell calls for the "ayes" and "noes."



The call is sustained, and the amendment is lost by the following vote.

Those voting in the affirmative are: Messrs. Black, Brooks, Burgin, Cherry, Connor, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gill, Groves, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Long of Alamance, McRae, Neal, Newman, Puett, Reading, Seawell, Scarborough, Sigmon, Spence, Turner of Guilford, Uzzell, Waynick, and Woodard—30.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, Long of Halifax, Lumpkin, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pinnix, Reed, Rogers, Smith, Sutton, Tatem, Thomas, Thompson, Upchurch, Ward, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—73.

The following pair is announced. Mr. Young of Durham with Mr. Ewing. Were Mr. Young of Durham present he would vote "aye", Mr. Ewing would vote "no."

The question now recurs upon the adoption of the amendment offered by Mr. Jeffress.

Mr. Jeffress withdraws his amendments with the understanding that they may be again presented on its third reading.

The question now recurs upon the passage of the bill on its second reading. Upon this Mr. MacLean calls for the "ayes" and "noes". The call is sustained, and the bill passes its second reading by the following vote and on motion of Mr. MacLean, remains on the Calendar for its third reading until tomorrow.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Bruton, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Etheridge, Ewing, Ewbank, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Gwaltney, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Newman, Norman, Parker, Pinnix, Reed, Rogers, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—85.

Those voting in the negative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Edwards, Ervin, Groves, Gwyn, Hanes of Forsyth, McRae, Neal, Puett, Reading, Seawell, Scarborough, Turner of Guilford, and Waynick—18.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

## FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, March 3, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of the City of Raleigh.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. Jordan, Rivers, Bolick, and Adams, former members of the House.

Leave of absence is granted to Mr. Davis of Warren, on account of sickness.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 772, A bill to be entitled An act relating to foreclosures of tax certificates of Henderson County and the City of Hendersonville for the years 1926, 1927 and 1928.

And

H. B. 778, A bill to be entitled An act to validate the registration of certain deeds in Haywood County.

With favorable report.

And

H. B. 785, A bill to be entitled An act to validate certain official acts of Justices of the Peace in Caldwell County.

With a favorable report, as amended.

And

H. B. 566, A bill to be entitled An act to prohibit the unauthorized practice of law in the State of North Carolina.

With an unfavorable report as to bill, favorable as to substitute.

And

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

And

H. B. 239, A bill to be entitled An act to amend Chapter One Hundred and Twenty-two, Public Laws of One Thousand Nine Hundred and Twenty-seven, known as the "Motor Vehicle Act."

And

H. B. 241, A bill to be entitled An act to provide for the assessment of property of common carriers using the highways of the State.

The Committee recommends that the bills be recommitted to the Committee on Finance.

It is so ordered.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 139, A bill to be entitled An act to establish a Commission on Personnel and to prescribe and define its duties, and powers.



The Committee recommend that the bill be recommitted to the Committee on Reorganization of State Government.

It is so ordered.

By Mr. Harris, for the Committee on Appropriations.

H. B. 470, A bill to be entitled An act to fix the mileage charge to the State or any subdivision thereof, by employees or officer of the same who use privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

With a favorable report.

By Mr. Ewing, for the Committee on Election Laws.

Committee Substitute for S. B. 87, A bill to be entitled An act to repeal Chapter 264 Public Laws of 1929 amending Section 6016 of the Consolidated Statutes of North Carolina relating to poll books.

And

H. B. 656, A bill to be entitled An act to amend Chapter 108, Private Laws, 1891, relating to biennial elections in the Town of Pikeville, Wayne County.

And

H. B. 619, A bill to be entitled An act to amend Chapter Two Hundred and Forty-two, Private Laws of One Thousand Nine Hundred and Twenty-one, as amended, the same being the Charter of the City of Durham, relating to the payment of a fee of five dollars for candidates for Mayor and Aldermen in primary elections.

And

H. B. 613, A bill to be entitled An act to amend Section 6054, Volume Three of the Consolidated Statutes, placing Gaston County under the State-wide Primary Law.

With favorable reports.

And

H. B. 179, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes so as to provide for the nomination of County and Municipal officers and members of the General Assembly by Primary in Wilkes County.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 662, A bill to be entitled An act to exempt Yadkin County from the Absentee Voter's Law.

And

H. B. 571, A bill to be entitled An act to repeal the Absentee Ballot Law in elections in Macon County.

And

H. B. 284, A bill to be entitled An act to repeal the Absentee Ballot Law for Sampson County.

And

H. B. 211, A bill to be entitled An act to repeal the Absentee Ballot Law for Yancey County.

And

H. B. 628, A bill to be entitled An act to exempt Robeson County from the Absentee Voter's Law.

And

H. B. 602, A bill to be entitled An act to amend Section 6016 of the Consolidated Statutes as amended by Chapter 264, Public Laws, 1929, relating to copy of poll books.

And

H. B. 543, A bill to be entitled An act to amend Section 6045 of the Consolidated Statutes eliminating second primary for County officers in Rutherford County.

With unfavorable reports.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 607, A bill to be entitled An act to amend Chapter 611, Public-Local Laws 1927, relating to the Migratory Game Law of Dare County.

With a favorable report.

By Mr. Cox of Jackson, for the Committee on Conservation and Development.

H. B. 755, A bill to be entitled An act to protect the forests and game of Madison County.

With a favorable report.

And

H. B. 533, A bill to be entitled An act for the protection of game and for the regulation of hunting leases and licenses in Randolph County.

Bill reported without prejudice.

And

H. B. 473, A bill to be entitled An act to permit fishing without license in certain private fish ponds in Clay County.

And

H. B. 494, A bill to be entitled An act to amend Section 1878 of the Consolidated Statutes of North Carolina, relative to the regulation of the Department of Conservation of fishing in private lakes and ponds in Wake County.

With unfavorable reports.

By Mr. Hamilton, for the Committee on Commercial Fisheries.

H. B. 202, A bill to be entitled An act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Tatem: H. B. 793, A bill to be entitled An act to establish and fix the legal residence of one Jesse J. Richardson, an insane man, and to subject him to committal to the State Hospital for the Insane at Raleigh, for proper care and treatment.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to Senate without Engrossment.

By Mr. Davis of Warren: H. B. 794, A bill to be entitled An act to repeal Section 269, Public-Local Laws of 1929, relative to the election of County Auditor for Warren County.



Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to Senate without Engrossment.

By Mr. Whitley: H. B. 795, A bill to be entitled An act to provide for the appointment of one special Deputy for Green Hope School District, White Oak Township, Wake County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to Senate without Engrossment.

By Mr. Pitts, by request: H. B. 796, A bill to be entitled An act to amend Section Five Thousand One Hundred and Seventy-seven, Consolidated Statutes of North Carolina, Volume Two, relating to different classes of shares and guaranteed dividends in Building and Loan Associations.

Referred to the Committee on Insurance.

And

H. B. 797, A bill to be entitled An act to provide temporary cartways in Catawba, Caldwell, Burke, and Lincoln Counties.

Referred to the Committee on Public Roads.

And

H. B. 798, A bill to be entitled An act to repeal Chapter 147, Public-Local Laws of 1925, and House Bill 362, ratified February 16, 1931, providing for better law enforcement in Catawba County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 799, A bill to be entitled An act validating indebtedness of the Town of West Hickory.

Referred to the Committee on Finance.

By Mr. Johnston of Caswell: H. B. 800, A bill to be entitled An act to repeal Chapter Three Hundred and Seventy-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, discontinuing three hundred dollars allowance for clerk hire to the Sheriff of Caswell County.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 801, A bill to be entitled An act to amend Chapter Two Hundred and Sixty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-three, relative to the salary of the Treasurer of Caswell County.

Referred to the Committee on Salaries and Fees.

By Mr. Upchurch: H. B. 802, A bill to be entitled An act to fix the salary of the Coroner of the County of Wake.

On motion of Mr. Upchurch the bill is placed on the Calendar.

By Mr. Connor: H. B. 803, A bill to be entitled An act relating to the disposition of unclaimed funds deposited with the officials of State hospitals and charitable institutions.

Referred to the Committee on Insane Asylums.

And

H. B. 804, A bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as "The North Carolina Workmen's Compensation Act," so as to exclude the counties of the State and all school districts from its provisions.

Referred to the Committee on Insurance.

By Mr. Braddy: H. B. 805, A bill to be entitled An act to place Mrs. Margaret Ann Jones and Mrs. Lizzie Williams, widows of Confederate Veterans, of Bladen County, on the Pension Roll.

Referred to the Committee on Pensions.

And

H. B. 806, A bill to be entitled An act to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township.

Referred to the Committee on Judiciary No. 2.

By Mr. Gwaltney: H. B. 807, A bill to be entitled An act to amend Section 33, Chapter 51, Public Laws of Nineteen Hundred and Twenty-seven and to protect quail in Miller's Township, Alexander County.

Referred to the Committee on Game.

By Mr. Bruton: H. B. 808, A bill to be entitled An act to permit the Board of Town Commissioners of the Town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the Town of Candor, North Carolina.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Turner of Guilford: H. B. 809, A bill to be entitled An act defining the territorial limitations of street assessment liens.

Referred to the Committee on Finance.

And

H. B. 810, A bill to be entitled An act to relieve corner lots of a portion of special assessments.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Loven: H. B. 811, A bill to be entitled An act to amend Chapter Two Hundred and Fifty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to commission allowed Sheriff of Avery County for collection of taxes.

Referred to the Committee on Salaries and Fees.

By Messrs. Woodall and Fulghum: H. B. 812, A bill to be entitled An act to abolish the office of County Treasurer in the County of Johnston.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. White of Robeson: H. B. 813, A bill to be entitled An act to amend Chapter 634 of the Public-Local Laws of 1915 and all amendatory Acts thereto relating to the Recorder's Court of Robeson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Lumpkin: H. B. 814, A bill to be entitled An act validating indebtedness of the Town of Franklinton.

Referred to the Committee on Finance.

By Mr. Hamilton: H. B. 815, A bill to be entitled An act validating indebtedness of the Town of Beaufort.

Referred to the Committee on Finance.

By Mr. Connor: H. B. 816, A bill to be entitled An act to amend Chapter Two Hundred and Fifty-eight of the Public Laws of One Thousand Nine Hundred and Twenty-nine with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other States.

Referred to the Committee on Public Roads.



## MESSAGE FROM THE SENATE

A message is received from the senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 204, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 185, Public Laws of 1923, relative to the terms of Court of Bertie County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 233, A bill to be entitled An act to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquatank, Camden, and Currituck to establish a District Prison Farm and provide for its purchase and maintenance.

Referred to the Committee on Counties, Cities and Towns.

S. B. 235, A bill to be entitled An act amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the City of Winston-Salem.

On motion of Mr. Cox of Forsyth the bill is placed on the Calendar.

S. B. 281, A bill to be entitled An act to re-enact Chapter 17, Private Laws of 1911, relating to the Charter of the town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915, and Chapter 197 of Public-Local Laws of 1917.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 232, A bill to be entitled An act to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

Referred to the Committee on Reorganization of State government.

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a District Community Home for the aged and infirm for said Counties and to provide for its purchase and maintenance.

Referred to the Committee on Counties, Cities and Towns.

S. B. 290, A bill to be entitled An act to authorize collection of certain delinquent taxes in the town of Aulander, Bertie County, North Carolina.

Referred to Committee on Finance.

S. B. 111, A bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.

Referred to the Committee on Judiciary No. 2.

S. B. 142, A bill to be entitled An act to permit the Board of Commissioners of Jackson County to hypothecate certificates of sales held by that County and to delay foreclosure proceedings thereupon.

Referred to the Committee on Finance.

S. B. 163, A bill to be entitled An act to permit certain persons who entered the military service of the United States and who were at that time qualified to stand examination to practice pharmacy to now stand such examination.

Referred to the Committee on Health.

S. B. 222, A bill to be entitled An act to authorize the County Tax Collector and other Tax Collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments.

Referred to the Committee on Finance.

S. B. 214, A bill to be entitled An act to amend Section 1, of Chapter 70, Public Laws of 1921, relative to weights and measures.

Referred to the Committee on Judiciary No. 2.

S. B. 228, A bill to be entitled An act to amend Section 7064 of the Consolidated Statutes relating to organization of County Boards of Health by placing a dentist thereon.

Referred to the Committee on Health.

S. B. 335, A bill to be entitled An act to provide the submission to the qualified voters of the town of Landis the sale of its electric light plant.

Referred to the Committee on Counties, Cities and Towns.

S. B. 74, A bill to be entitled An act to amend Chapter 24, Private Laws of 1901, extending the corporate limits of the town of Biscoe, Montgomery County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 170, A bill to be entitled An act relating to the granting of license to practice law by the Supreme Court of North Carolina.

Referred to the Committee on Judiciary No. 1.

S. B. 177, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes, fixing the terms of Court in the several Counties, this bill relating only to the terms of Court in Richmond County.

Referred to the Committee on Courts and Judicial Districts.

SENATE CHAMBER,  
March 2, 1931.

MR. SPEAKER:

In response to your request, the Senate returns herewith House bill No. 421, a bill for the relief of Reuben Roberts of Madison County.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The bill is placed on the Calendar for further consideration.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 338, A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System, and public roads of the State, and to provide for the maintenance thereof.

For concurrence in the Senate amendments.

On motion of Mr. Connor, the House fails to concur in the Senate amendments, and a conference is asked for.

The Chair appoints as conferees on the part of the House, Messrs. Connor, Woodard and Gill, and the Senate is notified of the action taken by the House.

H. B. 435, A bill to be entitled An act to place the officers of Bladen County on a salary basis and to fix the salary of officer.

For concurrence in the Senate amendment.

On motion of Mr. Braddy, the House concurs in the Senate amendment and the bill is ordered Enrolled.



H. B. 639, A bill to be entitled An act to redistrict and limit the powers of the Board of Commissioners of the town of East Flat Rock, in Henderson County.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Hanes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Scarborough, Sigmon, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—100.

Those voting in the negative are: None.

H. B. 600, A bill to be entitled An act to amend Chapter 90, Private Laws of 1907, pertaining to the collection of taxes and to amend Chapter 12, Private Laws of 1917, pertaining to the collection of assessments in the town of Canton, Haywood County.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Hanes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Scarborough, Sigmon, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—100.

Those voting in the negative are: None.

H. B. 779, A bill to be entitled An act validating indebtedness of the town of Laurinburg.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis

of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Hanes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McBee, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Scarborough, Sigmon, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—100.

Those voting in the negative are: None.

H. B. 775, A bill to be entitled An act relating to the indebtedness of the town of Littleton.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Hanes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McBee, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Scarborough, Sigmon, Smith, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—100.

Those voting in the negative are: None.

H. B. 254, A bill to be entitled An act to amend Section 1892 of the Consolidated Statutes; to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks.

Passes its third reading by the following vote and ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Newman, Norman,



Parker, Pitts, Puett, Reading, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—99.

Those voting in the negative are: None.

Substitute for H. B. 572, A bill to be entitled An act to make effective the Constitutional provision for the State maintenance of the six months school term.

The bill having passed its second reading on yesterday, the question now recurs upon the passage of the bill on its third reading.

Mr. Connor sends forward an amendment.

Mr. Jeffress sends forward four amendments.

Mr. Halstead sends forward an amendment.

Mr. Moss sends forward an amendment.

Mr. MacLean calls the previous question on all amendments that have been offered. The call is sustained.

The question now recurs upon the adoption of the amendment offered by Mr. Moss.

The amendment is lost.

The question now recurs upon the adoption of the amendment offered by Mr. Halstead.

The amendment is adopted.

The question recurs upon the adoption of the several amendments offered by Mr. Jeffress.

The amendments are all adopted.

The question now recurs upon the adoption of the amendment offered by Mr. Connor.

The amendment is adopted.

Mr. McRae sends forward an amendment.

The amendment is lost.

Mr. Scarborough sends forward an amendment.

The amendment is lost.

Mr. MacLean calls the previous question on the bill.

The call is sustained.

The question now recurs upon the passage of the substitute bill as amended on its third reading.

Upon this Mr. MacLean calls for the "ayes" and "noes."

The call is sustained, and the substitute bill as amended, passes its third reading by the following vote, and is ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, DeHart, Doshier, Ewbank, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Gwaltney, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Newman, Norman, Parker, Pinnix, Reed, Ruffin, Smith, Spence, Tatem,

Thomas, Thompson, Turner of Iredell, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—80.

Those voting in the negative are: Messrs. Black, Cherry, Cox of Forsyth, Garibaldi, Greer, Groves, Gwyn, McRae, Puett, Readling, Scarborough, Turner of Guilford, and Young of Durham—13.

The following pairs are announced:

Mr. Sutton with Mr. Hanes of Forsyth. Were Mr. Sutton present he would vote "aye", Mr. Hanes of Forsyth would vote "no".

Mr. Brooks with Mr. Davis of Warren. Were Mr. Davis of Warren present he would vote "aye", Mr. Brooks would vote "no".

Mr. Ervin with Mr. Connor. Were Mr. Ervin present he would vote "no", Mr. Connor would vote "aye".

Mr. Waynick with Mr. Etheridge. Were Mr. Etheridge present he would vote "aye", Mr. Waynick would vote "no".

The original bill is laid on the Table.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 378, An act to authorize the establishment of Municipal Recorder's Court in Moore County.

H. B. 346, An act to amend the charter of the town of Highlands, Macon County.

H. B. 559, An act to restore the corporate limits of the town of Peachland, in Anson County, to what they were originally.

H. B. 66, An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington, and Nash under the provisions of this act.

H. B. 445, An act to amend Chapter 358 of the Public-Local Laws, 1927, relative to the enforcement of the Turlington act in Franklin County.

H. B. 532, An act to authorize the Commissioners of Carteret County to appoint a Tax Collector, fix his compensation and to fix the salary of the Sheriff of Carteret County.

H. B. 594, An act to provide for the collection of taxes in the City of Charlotte and County of Mecklenburg.

On motion of Mr. Cox of Jackson, H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws, 1927, thereby restoring jurisdiction of Mayor's Court of the town of Sylva, North Carolina, is taken from the Committee on Courts and Judicial Districts, and placed on the unfavorable Calendar.

On motion of Mr. Howell the House takes a recess until 8:15 o'clock tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Tuesday, Night, March 3, 1931.

Pursuant to recess the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

The courtesies of the floor are extended to Mr. H. N. Pharr, of Mecklenburg, County, former member of the House.



## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Hood, for the Committee on Finance.

H. B. 367, A bill to be entitled An act to allow the Board of County Commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.

With a favorable report.

And

H. B. 390, A bill to be entitled An act to validate special election of the town of Morehead City for acquisition of Municipal Hospital and to provide for payment.

With a favorable report, as amended.

And

Substitute bill for H. B. 35, A bill to be entitled An act to secure the safety of the various sinking funds of the County of Columbus and the various school districts therein by proper investment.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 627, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1919, designated as "An act to provide for the nomination and election of County Commissioners of Robeson County."

And

H. B. 782, A bill to be entitled An act to amend the charter of the town of Lumberton.

And

H. B. 786, A bill to be entitled An act to provide for the delivery and sale of Spruce Pine Hospital bonds.

And

H. B. 800, A bill to be entitled An act to repeal Chapter 379, Public-Local Laws of 1925, discontinuing three hundred dollars allowance for clerk hire to the Sheriff of Caswell County.

And

H. B. 808, A bill to be entitled An act to permit the Board of Town Commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina.

And

H. B. 812, A bill to be entitled An act to abolish the office of County Treasurer in the County of Johnston.

And

S. B. 61, A bill to be entitled An act to protect constables in the exercise of their offices.

And

Substitute bill for S. B. 25, A bill to be entitled An act to amend Section 7109 of the Consolidated Statutes, Volume III, requiring prompt reports from the Registrar of vital statistics to Register of Deeds.

And

S. B. 208, A bill to be entitled An act to amend Chapter 249, Public Laws, Session of 1927, relative to the Swannanoa Water and Sewer District in the County of Buncombe.

And

S. B. 296, A bill to be entitled An act to amend Section 1923 of the Consolidated Statutes of North Carolina, relating to the number of County Commissioners of Brunswick County and to provide that only one member can be from a Township of said County.

And

S. B. 237, A bill to be entitled An act to repeal Chapter 331 of the Public-Local Laws, 1925, and to abolish the commission form of government for Jackson County; to make the County Accountant clerk to the Board of said County and to provide for his salary.

And

S. B. 308, A bill to be entitled An act to abolish the office of Tax Collector in Polk County and place the duty of collecting taxes in the hands of the Sheriff.

And

S. B. 281, A bill to be entitled An act to re-enact Chapter 17, Private Laws of 1911, relating to the charter of the town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915, and Chapter 197 of Public-Local Laws of 1917.

S. B. 335, A bill to be entitled An act to provide the submission to the qualified voters of the town of Landis the sale of its electric light plant.

With favorable reports.

And

S. B. 233, A bill to be entitled An act to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a District Prison Farm and provide for its purchase and maintenance.

And

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a District Community Home for the aged and infirm for said Counties and to provide for its purchase and maintenance.

With favorable reports, as amended.

And

H. B. 670, A bill to be entitled An act to incorporate the town of Todd in Watauga and Ashe Counties.

With an unfavorable report.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

H. B. 273, A bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as "The North Carolina Workmen's Compensation Act," so as to exclude the Counties of the State from all its provisions and to permit employers and employees to waive its provisions when not more than twenty-five employees are regularly employed in the same business or establishment.

With an unfavorable report, with a minority report attached.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Gill and Young of Durham: H. B. 817, A bill to be entitled An act to provide for the compilation of statistics relating to the blind of the State.

Referred to the Committee on Judiciary No. 1.

By Mr. Halstead and Mr. Thompson of Brunswick: H. B. 818, A bill to be entitled An act for the regulation and protection of traffic upon the State highways.

Referred to the Committee on Public Roads.

By Mr. Gwaltney, by request: H. B. 819, A bill to be entitled An act to amend Chapter 231, Public-Local Laws of 1929, reducing the compensation of the Sheriff and creating the office of Tax Collector of Alexander County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Flanagan, by request: H. B. 820, A bill to be entitled An act to provide better hunting in North Carolina, and to give landowners in North Carolina revenue therefrom.

Referred to the Committee on Conservation and Development.

By Mr. Johnson of Halifax: H. B. 821, A bill to be entitled An act to tax motor vehicles transporting persons and property over the highways of the State for hire.

Referred to the Committee on Finance.

By Mr. Thomas: H. B. 822, A bill to be entitled An act to repeal Chapter 511, Public-Local Laws of 1925, relating to funds for road maintenance in Anson County.

Referred to the Committee on Judiciary No. 2.

By Mr. Cloud, by request: H. B. 823, A bill to be entitled An act to define the boundaries of the City of Saluda in the County of Polk and to amend the charter of said City so as to extend the boundaries thereof.

Referred to the Committee on Counties, Cities and Towns.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 710, A bill to be entitled An act for reducing ad valorem taxes in the County-wide special charter and local school districts of the State.

Mr. Ervin and Mr. Woodard send forward an amendment.

The amendment is adopted.

Mr. Jeffress and Mr. Johnston of Ashe send forward an amendment.

The amendment is adopted.

The question now recurs upon the passage of the bill as amended on its several readings.

Passes second and third readings as amended, and ordered Engrossed and sent to the Senate.

H. B. 585, A bill to be entitled An act to amend the North Carolina Game Law.

On motion of Mr. White of Chowan, the bill is recommitted to the Committee on Conservation and Development.

H. B. 533, A bill to be entitled An act for the protection of game and for the regulation of hunting leases and licenses in Randolph County.

On motion of Mr. Sutton the bill is recommitted to the Committee on Conservation and Development.

H. B. 243, A bill to be entitled An act to improve the administration of justice in the Courts of Justices of the Peace and to reduce the number of such Justices and provide for their election and appointment.

On motion of Mr. Pitts the bill is laid on the Table.

H. B. 249, A bill to be entitled An act to amend Section 7979 (a) of the Consolidated Statutes, relating to the refund of taxes illegally collected.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 306, A bill to be entitled An act to prevent the employment of female persons under eighteen years of age in mills, canneries, factories, workshops, or manufacturing establishments at night.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 322, A bill to be entitled An act to amend Section 8014 of the Consolidated Statutes, in reference to the manner of advertisement of tax sales.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 358, A bill to be entitled An act to amend Section 8081, Sub-section (a) of the Consolidated Statutes.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 629, A bill to be entitled An act to amend Section 5492 of the Consolidated Statutes as amended by Section 18, Chapter 243, Public Laws, 1929, with reference to the qualifications of the County Superintendent of Schools in Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 642, A bill to be entitled An act to permit pound net fishing within the three-mile limit of the Atlantic Ocean.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 443, A bill to be entitled An act to amend Section 11, Chapter 250, Public Laws of 1923, as the same relates to the City of Elizabeth City.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute bill for H. B. 515, A bill to be entitled An act to amend and re-enact Chapter 243, Section 1, Laws of 1917, relating to deposits in two names.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.



H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain acts defined herein.

On motion of Mr. Garibaldi, the bill is laid on the Table.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 218, An act to repeal and abrogate the charter of the town of West Southern Pines, in Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines.

H. B. 641, An act to amend Chapter 216, Public Laws of 1923, relating to the General County Court in Wilson County.

S. B. 162, An act to create and establish a Local Government Commission, a Director of Local Government, and to prescribe the powers and duties of such Commission and Director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof and to repeal certain inconsistent laws.

H. B. 435, An act to place the officers of Bladen County on a salary basis and to fix the salary of each officer.

H. B. 621, An act creating the office of Tax Collector in Durham County.

H. B. 596, An act to repeal Chapter 87, of the Public-Local Laws of 1929, abolishing the salary of the Clerk of the Recorder's Court of Franklin County.

H. B. 635, An act to protect wild water fowl in the waters adjacent to the town of Wrightsville Beach.

H. B. 706, An act to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

H. B. 620, An act to authorize the Board of Commissioners for the County of Durham to provide additional Deputies in the office of the Sheriff of Durham County.

S. B. 99, An act to clarify and amend Chapter 318, of the Public Laws of 1925, relating to the practice of general contracting.

H. B. 612, An act to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of Treasurer for the County of Gaston.

H. B. 449, An act to allow the County Commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.

H. B. 326, "An act to authorize the Board of Commissioners of the City of Asheville to enter into a contract with the suspended Bank of West Asheville with reference to its reopening."

H. B. 255, An act for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the charters of others towns within the extended limits, and for other purposes.

H. B. 618, An act to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various County officers and their deputies.

Mr. Allen moves that the House request Messrs. Connor, Moss and Woodard to prepare a bill embodying features of amendments sent forward to the Road bill by Mr. Woodard, and to the School bill by Mr. Moss, which

amendments were lost, guaranteeing reflection in tax reductions by virtue of having passed said bills, for the consideration of the House.

The motion is adopted.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

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#### FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, March 4, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative J. C. Moye, of Greene County.

Mr. Turner of Iredell for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance:

H. B. 669, A bill to be entitled An act authorizing the Tax Collector of Rowan County to collect taxes in quarterly installments.

And

H. B. 666, A bill to be entitled An act to repeal Chapter 337, Public-Local Laws 1929, relative to sale of real estate for taxes in Rutherford County.

And

H. B. 663, A bill to be entitled An act creating the office of Tax Collector in Sampson County, and fixing the fees of the Sheriff of Sampson County.

And

S. B. 226, A bill to be entitled An act relating to the duties of the Clerk of the Town of Scotland Neck relative to the collection of taxes and other legal assessments.

And

H. B. 691, A bill to be entitled An act to authorize the creation of the office of Tax Collector for the County of Guilford.

And

H. B. 530, A bill to be entitled An act validating certain school building bonds of Harnett County.

And

H. B. 517, A bill to be entitled An act to authorize the Board of Commissioners of Alamance County to purchase and convey land for purpose of protecting County sinking fund investments.

And

H. B. 732, A bill to be entitled An act to approve and validate the action of the Board of Commissioners of Alexander County in the purchase of a certain tract of land for County Home purposes, and to levy a tax therefor.



And

H. B. 729, A bill to be entitled An act validating indebtedness of the Town of Ayden.

And

H. B. 714, A bill to be entitled An act validating indebtedness of Jackson County.

And

H. B. 713, A bill to be entitled An act validating indebtedness of the Town of Sylva.

And

H. B. 67, A bill to be entitled An act relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

With favorable reports.

And

H. B. 472, A bill to be entitled An act to repeal Section 157, Chapter 345, of the Public Laws of 1929, relating to Process Tax.

And

H. B. 534, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes and Section 1 of Chapter 318 of the Public Laws of North Carolina, regulating the disposition of the Dog Tax in Randolph County.

With unfavorable reports.

By Mr. Jeffress, for the Committee on Reorganization of State Government:

H. B. 461, A bill to be entitled An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women, and to create and establish the University of North Carolina.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Sutton, for the Committee on Judiciary No. 2:

S. B. 257, A bill to be entitled An act to require the Clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said County.

And

H. B. 773, A bill to be entitled An act to validate the acts of J. H. Yelton, Notary Public of Henderson County.

And

S. B. 214, A bill to be entitled An act to amend Section 1 of Chapter 170, Public Laws of 1921, relative to weights and measures.

And

S. B. 207, A bill to be entitled An act regulating sales of real and personal property by receivers.

And

H. B. 806, A bill to be entitled An act to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.

And

H. B. 781, A bill to be entitled An act to punish trustees embezzling the funds of their cestuis que trustent.

And

H. B. 767, A bill to be entitled An act requiring bailers and consignees to deliver up the property bailed or consigned upon the demand of the owner, or to account for the value thereof, and regulating and determining the presumptions and burden of proof in cases arising out of contracts of bailment and consignment.

With favorable reports.

And

H. B. 749, A bill to be entitled An act to amend Section 2587 of the Consolidated Statutes relating to foreclosure of conditional sales.

With a favorable report, as amended.

And

H. B. 268, A bill to be entitled An act to create a County Sinking Fund Commission for Madison County and provide the duties thereof.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 546, A bill to be entitled An act to prescribe the minimum length of sentence to be imposed upon conviction of any person of a misdemeanor not within the jurisdiction of a Justice of the Peace.

And

H. B. 469, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of 1919, relating to foreclosures under mortgages and deeds of trust and sales of real estate by executors and administrators.

And

H. B. 750, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial sales on advanced bid.

With unfavorable reports.

By Mrs. Mebane, for the Committee on Public Welfare:

H. B. 538, A bill to be entitled An act to require that indigent persons be provided for by their children.

With a favorable report.

By Mr. Brooks for the Committee on Courts and Judicial Districts:

H. B. 743, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District.

And

H. B. 769, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes as amended by Chapter 172, Public Laws 1929, providing additional Terms of Court for Alamance County.

And

S. B. 177, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes fixing the Terms of Court in the several counties, this bill relating only to the Terms of Court in Richmond County.

And

H. B. 751, A bill to be entitled An act to amend Chapter 610, Public-Local Laws 1927, relating to fees in criminal cases in the Recorder's Court of Franklin County.

And

H. B. 736, A bill to be entitled An act to provide for a stenographer fee in the Superior Court of Jones County.



And

H. B. 724, A bill to be entitled An act to provide for the election of County Recorder in Columbus County by the Board of County Commissioners.

With favorable reports.

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 660, A bill to be entitled An act to regulate the sale of mixed feed oats in North Carolina.

And

H. B. 695, A bill to be entitled An act to amend Chapter 201, Public Laws of 1921, prescribing the duties of Tax Listers and other County officers for securing a more perfect listing of agricultural statistics.

And

S. B. 197, A bill to be entitled An act to amend Section 4927, Volume III of the Consolidated Statutes requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine.

With favorable reports.

By Mr. Connor, for the Committee on Roads:

S. B. 287, A bill to be entitled An act to appoint a Road Supervisor for Polk County.

And

H. B. 816, A bill to be entitled An act to amend Chapter 258 of the Public Laws of 1929 with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other states.

And

H. B. 664, A bill to be entitled An act to repeal Chapter 622, Public-Local Laws, 1927, and Chapter 234, Public-Local Laws, 1929, relating to free labor on the roads of Avery County.

And

S. B. 48, A bill to be entitled An act to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.

And

H. B. 685, A bill to be entitled An act to regulate the removal of disabled vehicles and other objects from the public highways.

And

S. B. 65, A bill to be entitled An act to amend Section No. 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

And

H. B. 768, A bill to be entitled An act to amend Chapter 148, Section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrance to through highways.

With favorable reports.

And

H. B. 797, A bill to be entitled An act to provide temporary cartways in Catawba, Caldwell, Burke and Lincoln Counties.

With an unfavorable report as to the bill, favorable as to substitute.

And

H. B. 143, A bill to be entitled An act to require the State of North Carolina to take over, maintain and operate the County roads in the State of North Carolina.

H. B. 339, A bill to be entitled An act to amend Chapter 40 of the Public Laws of 1929, relating to County Aid Road Fund.

With unfavorable reports.

By Mr. Cherry, for the Committee on Banks and Banking:

S. B. 327, A bill to be entitled An act to allow the Governing Body of the Town of Weaverville in the County of Buncombe to aid in reopening the Farmers and Traders Bank of Weaverville.

And

H. B. 780, A bill to be entitled An act to allow the County Commissioners of Transylvania County and the Aldermen of the Town of Brevard to aid in reopening the Brevard Banking Company.

And

H. B. 722, A bill to be entitled An act to allow the Mayor and Board of Aldermen of the Town of Waynesville to aid in reopening the Citizens Bank and Trust Company.

And

H. B. 770, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, North Carolina.

With favorable reports.

By Mr. Ewing, for the Committee on Election Laws:

H. B. 679, A bill to be entitled An act to make more effective the control of the State over corrupt practices in primaries and elections.

And

H. B. 784, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes, placing Macon County under the Primary Law.

With favorable reports.

By Mr. Jeffress, for the Committee on Education:

H. B. 703, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

And

H. B. 598, A bill to be entitled An act to repeal the Charter of the Sharpsburg Graded School District.

And

H. B. 604, A bill to be entitled An act to repeal the Charter of the Benson School District, Private Laws 1915, Chapter 145.

And

H. B. 760, A bill to be entitled An act to amend Chapter 61, Public Laws, 1921, and to amend Section 5849 of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

And



H. B. 742, A bill to be entitled An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor.

And

S. B. 273, A bill to be entitled An act repealing Senate Bill No. 229, the same being a bill entitled, "An Act to provide for the appointment of the School Committee of the Garner High School and Mount Auburn Elementary School, located in Garner-Mount Auburn School District."

With favorable reports.

H. B. 763, A bill to be entitled An act to provide for the rental of text books to patrons of public schools of the state.

And

H. B. 361, A bill to be entitled An act to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school text books.

With favorable reports, as amended.

By Mr. Moss, for the Committee on Judiciary No. 1:

H. B. 595, A bill to be entitled An act to provide a Boxing Commission and regulate boxing in the City of Burlington.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 247, A bill to be entitled An act to amend and re-enact Sections 34, 36, 38 and 41 of Chapter 148 Public Laws 1927, being the "Uniform Act regulating the operation of vehicles on the highways," so as to conform with Section 36 (e) of Chapter 136 Public Laws 1927, known as the "Bus Law," and to further amend said Chapter 148 of the Public Laws of 1927.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Moss 400 copies of the substitute are ordered printed.

On motion of Mr. Turner of Guilford the bill is made a Special Order for Friday morning, March 6, 1931, at the conclusion of the Public-Local Calendar.

And

H. B. 238, A bill to be entitled An act to repeal, amend and re-enact Chapter 136, Public Laws 1927, as amended by Chapters 58, 193, 216 and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Moss 400 copies of the substitute are ordered printed.

On motion of Mr. Turner of Guilford the bill is made a Special Order for Friday morning, March 6, 1931, at the conclusion of the Public-Local Calendar.

#### ENGROSSED BILLS

Mr. Black, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly engrossed, as follows: And they are sent to the Senate.

H. B. 194, A bill to be entitled An act for the relief of N. E. Milsaps and G. W. Shuler, ex-Sheriff and Tax Collector of Graham County, authorizing the collection of back taxes due.

H. B. 254, A bill to be entitled An act to amend Section 1892 of the Consolidated Statutes, to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks.

H. B. 358, A bill to be entitled An act to amend Section 8081, Sub-Section (A) of the Consolidated Statutes.

H. B. 642, A bill to be entitled An act to permit pound net fishing within the three-mile limit of the Atlantic Ocean.

H. B. 710, A bill to be entitled An act for reducing ad valorem taxes in the County-wide, Special Charter and Local Tax Districts of the State.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Moss and Woodard:

H. B. 824, A bill to be entitled An act to authorize the County Commissioners of Nash County to close the service stations and stores on Sunday in Ferrell's Township, Nash County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 825, A bill to be entitled An act to put the Solicitor of Nash County on salary.

Referred to the Committee on Judiciary No. 1.

And

H. B. 826, A bill to be entitled An act empowering the County Commissioners of Nash County to fix the salaries of all County officers.

Referred to the Committee on Judiciary No. 1.

My Messrs. Waynick and Turner of Guilford:

H. B. 827, A bill to be entitled An act relating to street improvement bonds and notes of the City of High Point.

Referred to the Committee on Finance.

By Mr. Smith of Martin:

H. B. 828, A bill to be entitled An act to amend Consolidated Statutes 2347 and Consolidated Statutes 2481, so as to protect the rights of tenants, lessees and croppers and merchants making advances under the Agricultural Lien Law.

Referred to the Committee on Agriculture.

By Mr. Ewing:

H. B. 829, A bill to be entitled An act to authorize the department of Conservation and Development to gather certain reports from all persons, firms, municipalities and corporations producing or selling electric power in North Carolina.

Referred to the Committee on Conservation and Development.

By Messrs. Gay and Long of Halifax:

H. B. 830, A bill to be entitled An act for the relief of John Moody Floyd of Northampton County.

Referred to the Committee on Claims.

By Mr. Gay:

H. B. 831, A bill to be entitled An act to postpone the enforced collections of 1930 taxes in Northampton County until October 1, 1931.

Referred to the Committee on Finance.

By Mr. Long of Halifax—by request:



H. B. 832, A bill to be entitled An act to extend the benefits of group insurance to certain organizations.

Referred to the Committee on Insurance.

By Mr. Haynes of Surry:

H. B. 833, A bill to be entitled An act validating indebtedness of the Town of Elkin.

Referred to the Committee on Finance.

By Mr. Ewbank:

H. B. 834, A bill to be entitled An act to locate the boundary line between the Counties of Henderson and Polk as located under the authority of Chapter 430 of the Public Laws of North Carolina, Session 1903, or so much thereof as is under dispute between the Counties of Henderson and Polk.

Referred to the Committee on Judiciary No. 1.

By Mr. Long of Alamance:

H. B. 835, A bill to be entitled An act authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

Referred to the Committee on Judiciary No. 1.

By Mr. Brooks:

H. B. 836, A bill to be entitled An act to increase the bond of the Clerk of the Recorder's Court of Durham County, to prescribe expenditures for clerk hire in said court, and to increase the jury fees in said court.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 837, A bill to be entitled An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such property for taxes which should have been sold under the provisions of the existing law.

Referred to the Committee on Finance.

By Messrs. Connor and Smith of Martin:

H. B. 838, A bill to be entitled An act to provide for the payment of all the road bonds of Robersonville, Township, Martin County.

Referred to the Committee on Finance.

And

H. B. 839, A bill to be entitled An act to place Cedar Island Township, Carteret County, under the provisions of the State-wide Stock Law.

Referred to the Committee on Propositions and Grievances.

By Mr. Woodall:

H. B. 830, A bill to be entitled An act to place the names of Mrs. Rashe, Mrs. Rebecca Woodall, and Mrs. Mary F. Woodall, widows of Confederate veterans, of Johnston County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Ward:

H. B. 841, A bill to be entitled An act to provide for a hospital in Randolph County and to incorporate the same.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 842, A bill to be entitled An act to amend Chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post.

Referred to the Committee on Propositions and Grievances.

By Messrs. Johnson of Currituck and Halstead:

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws 1927, relative to the propagation of game in North Carolina.

Referred to the Committee on Game.

By Mr. Johnston of Caswell:

H. B. 844, A bill to be entitled An act to defer the sales of lands for taxes in Caswell County from the first Monday in June until the fifteenth day of November, 1931.

Referred to the Committee on Finance.

And

H. B. 845, A bill to be entitled An act authorizing the Board of County Commissioners of Caswell County to levy a special tax.

Referred to the Committee on Finance.

By Mr. Johnson of Halifax:

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Laws.

Referred to the Committee on Game.

And

H. B. 847, A bill to be entitled An act to prohibit the sale of black bass.

Referred to the Committee on Game.

By Mr. Brown:

H. B. 848, A bill to be entitled An act to abolish the penalties for non-payment of taxes in Perquimans County for 1930 and 1931 and to postpone the sales for said taxes until November first.

Referred to the Committee on Finance.

By Mr. Seawell:

H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

Referred to the Committee on Banks and Banking.

By Mr. Hamilton:

H. B. 850, A bill to be entitled An act to prohibit stock and cattle from running at large in the Village of Portsmouth, Carteret County.

Referred to the Committee on Propositions and Grievances.

By Mr. Lumpkin:

H. B. 851, A bill to be entitled An act to place Mrs. Martha Pearce, widow of three Confederate veterans of Franklin County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Brown:

H. B. 852, A bill to be entitled An act to amend Chapter 62 of the Private Laws of 1929 entitled, "An act to incorporate Woodsville Baptist Church, Perquimans County, North Carolina."

Referred to the Committee on Judiciary No. 2.

By Mr. Helms:

H. B. 853, A bill to be entitled An act to repeal House Bill 107, relating to relief of certain citizens in the incorporated Town of Benton Heights, Union County.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Cherry, Doshier and Johnston of Ashe:

H. B. 854, A bill to be entitled An act defining criminal syndicalism and sabotage and providing punishment therefor.

Referred to the Committee on Judiciary No. 1.



## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Substitute for H. B. 415, A bill to be entitled An act to allow the County Commissioners of Clay County to aid in reopening the Clay County Bank.

For concurrence in the Senate amendment.

On motion of Mr. Killian, the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 75, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

For concurrence in the Senate amendment.

The House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 303, A bill to be entitled An act for the granting of divorces in certain cases.

For concurrence in the Senate amendment.

On motion of Mr. Johnson of Pender, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 434, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales.

For concurrence in the Senate amendment.

On motion of Mr. Young of Durham, the House concurs in the Senate amendment, and the bill is ordered enrolled.

S. B. 175, A bill to be entitled An act to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923 and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety.

Referred to the Committee on Judiciary No. 2.

S. B. 312, A bill to be entitled An act to authorize the Town of Tarboro to enlarge and extend its electric light facilities and furnish light beyond the corporate limits.

Referred to the Committee on Propositions and Grievances.

S. B. 314, A bill to be entitled An act authorizing the setting aside of a certain portion of the Town Commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.

Referred to the Committee on Counties, Cities and Towns.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 812, A bill to be entitled An act to abolish the office of County Treasurer in the County of Johnston.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 208, A bill to be entitled An act to amend Chapter 249, Public Laws, Session 1927, relative to the Swannanoa Water and Sewer District in the County of Buncombe.

Passes its second and third readings, and is ordered enrolled.

S. B. 237, A bill to be entitled An act to repeal Chapter 331 of the Public-Local Laws of 1925 and to abolish the Commission form of Government for Jackson County; to make the County Accountant Clerk to the Board of said County and provide for his salary.

Passes its second and third readings, and is ordered enrolled.

Substitute for H. B. 35, A bill to be entitled An act to secure the safety of the various sinking funds of the County of Columbus and school districts therein by proper investments.

Substitute adopted, passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

Substitute for H. B. 179, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes so as to provide for the nomination of County and Municipal officers and members of the General Assembly by primary in Wilkes County.

Substitute adopted passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 367, A bill to be entitled An act to allow the Board of County Commissioners of Graham County to transfer certain surplus funds to the Bond Maturity Funds.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 778, A bill to be entitled An act to validate the registration of certain deeds in Haywood County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 785, A bill to be entitled An act to validate certain official acts of Justices of the Peace in Caldwell County.

As amended, passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 800, A bil to be entitled An act to repeal Chapter 379, Public-Local Laws of 1925, discontinuing three hundred dollar allowance for clerk hire to the Sheriff of Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 421, A bill to be entitled An act for the relief of Reuben Roberts of Madison County.

Having been recalled from the Senate, and on motion of Mr. McDevitt the vote by which the bill passed its third reading is reconsidered and on motion of the same gentleman the bill is laid on the table.

H. B. 656, A bill to be entitled An act to amend Chapter 108, Private Laws, 1891, relating to biennial elections in the Town of Pikeville, Wayne Conuty.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 755, A bill to be entitled An act to protect the forests and game in Madison County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 772, A bill to be entitled An act relating to foreclosures of tax certificates of Henderson County and the City of Hendersonville for the years 1926, 1927 and 1928.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 308, A bill to be entitled An act to abolish the office of Tax Collector in Polk County and place the duty of collecting taxes in the hands of the Sheriff.

Passes its second and third readings, and is ordered enrolled.

H. B. 273, A bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as "The North Carolina Workmen's Compensation Act," so as to exclude the counties of the State from all its provisions and to permit employers and employees to waive its provisions when not more than twenty-five employees are regularly employed in the same business or establishment.

On motion of Mr. Spence the bill is recommitted to the Committee on Insurance.

H. B. 202, A bill to be entitled An act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

As amended, passes its second and third readings, and is ordered engrossed and sent to the Senate.

Substitute Bill for H. B. 137, A bill to be entitled An act to amend the Consolidated Statutes by adding section thereto to be numbered 5126-A, requiring all checks given by tobacco warehouses for the purchase of leaf tobacco to be made payable to order.

Amendments are offered by Messrs. Haynes of Surry, Binford, White of Robeson, and Cox of Forsyth, all of which are lost.

The question now recurs upon the passage of the Substitute bill, on its several readings.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 607, A bill to be entitled An act to amend Chapter 611, Public-Local Laws 1927, relating to migratory game laws of Dare County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 619, A bill to be entitled An act to amend Chapter 242, Private Laws of 1921, as amended, the same being the Charter of the City of Durham, relating to the payment of a fee of five dollars for candidates for Mayor and Alderman in primary elections.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 627, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1919, designated as "An act to provide for the nomination and election of County Commissioners of Robeson County."

On motion of Mr. Pitts, the bill is recommitted to the Committee on Counties, Cities and Towns.

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a

District Community Home for the Aged and Infirm for said Counties and to provide for its purchase and maintenance.

On motion of Mr. Halstead, the bill is recommitted to the Committee on Counties, Cities and Towns.

S. B. 296, A bill to be entitled An act to amend Section 1293 of the Consolidated Statutes of North Carolina, relating to the number of County Commisisoners of Brunswick County and to provide that only one member can be from a township of said county.

Passes its second and third readings, and is ordered enrolled.

S. B. 335, A bill to be entitled An act to provide the submission to the qualified voters of the Town of Landis the sale of its electric light plant.

Passes its second and third readings, and is ordered enrolled.

H. B. 418, A bill to be entitled An act to regulate mutual burial associations and assessment insurance associations.

For concurrence in the Senate Amendment.

On motion of Mr. Haynes of Forsyth, the House concurs in the Senate Amendment, and the bill is ordered enrolled.

H. B. 390, A bill to be entitled An act to validate special election of the Town of Morehead City for acquisition of Municipal Hospital and provide for payment.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 281, A bill to be entitled An act to re-enact Chapter 17, Private Laws of 1911, relating to the Charter of the Town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915 and Chapter 197 of Public-Local Laws of 1917.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston



of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 235, A bill to be entitled An act amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the City of Winston-Salem.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 808, A bill to be entitled An act to permit the Board of Town Commisisoners of the Town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the Town of Candor, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 786, A bill to be entitled An act to provide for the delivery and sale of Spruce Pine Hospital Bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 779, A bill to be entitled An act validating indebtedness of the Town of Laurinburg.

Passes its third reading by the following vote and sent to the Senate:

Those voting in the affirmative are: Messrs. Allen, Bender, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 233, A bill to be entitled An act to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a District Prison Farm and provide for its purchase and maintenance.

On motion of Mr. Halstead, the bill is recommitted to the Committee on Counties, Cities and Towns.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 539, An act to require public officials receiving public money to keep the same separate from their own funds.



H. R. 609, A joint resolution requesting the Governor of North Carolina to inform the General Assembly of the recommendations of committee appointed by him to study methods for the relief of unemployment.

H. B. 514, An act to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations.

H. B. 416, An act to amend Section 6283 of the Consolidated Statutes pertaining to notices to Clerks of Superior Courts of insurance companies licensed by the Insurance Commissioner.

H. B. 560, An act to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees and Solicitor's commissions in building and loan associations.

H. B. 321, An act to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.

H. B. 363, An act to amend Section 8060 of Chapter 133 of the Consolidated Statutes, relating to weights and measures.

S. B. 67, An act to amend Section 2583 of the Consolidated Statutes relating to the appointment of trustees in deeds of trust.

On motion of Mr. Johnson of Halifax, H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter, is recalled from the Engrossing office, and on motion of Mr. Johnson of Halifax the vote by which the bill passed its third reading is reconsidered, and the bill is placed on the Calendar for further consideration.

On motion of Mr. Halstead, H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain acts defined herein, is taken from the Table, and recommitted to the Committee on Agriculture.

On motion of Mr. Pitts the House takes a recess until 8:30 toninght.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Wednesday Night, March 4, 1931.

The Speaker being absent, the House is called to order by Principal Clerk, Thad Eure, who calls Mr. Moss, who was designated by Speaker Smith as Speaker Pro Tem to the Chair.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 841, A bill to be entitled An act to provide for a hospital in Randolph County and to incorporate the same.

And

H. B. 853, A bill to be entitled An act to repeal House Bill 107 relating to relief of certain citizens in the incorporated Town of Benton Heights, Union County.

And

H. B. 783, A bill to be entitled An act to amend Chapter 231 of the Private Laws of 1927 of North Carolina relative to elections in the City of Salisbury, and defining certain rights and duties of the City Council.

And

H. B. 819, A bill entitled An act to amend Chapter 231, Public-Local Laws of 1929, reducing the compensation of the Sheriff and creating the office of Tax Collector of Alexander County.

And

H. B. 757, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof relating to the City Charter of the City of High Point.

And

H. B. 762, A bill to be entitled An act to establish a Police Commisison for the City of Elizabeth City.

And

S. B. 314, A bill to be entitled An act authorizing the setting aside of a certain portion of the Town Commons in Tarboro, North Carolina, for the erection of a Public Building for certain civic and patriotic interests.

With favorable reports.

And

H. B. 310, A bill to be entitled An act to amend Chapter 186, Private Laws of 1911, relating to the Charter of the Town of Selma, North Carolina.

And

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans, and Pasquotank to establish a District Community Home for the aged and infirm for said counties and to provide for its purchase and maintenance.

With favorable reports, as amended.

And

H. B. 810, A bill to be entitled An act to relieve corner lots of a portion of special assessments.

And

H. B. 224, A bill to be entitled An act to provide for the administration of the fiscal affairs of the City of Gastonia.

With unfavorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ewing:

H. B. 855, A bill to be entitled An act to abolish the office of Auditor of Cumberland County and to authorize the Board of Commissioners to appoint a County Accountant or impose the duties of County Accountant upon the County Treasurer.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Ewing, Crudup, Pitts and Ewbank:

H. B. 856 A bill to be entitled An act to amend Chapter 164 of the Public Laws of 1929 relating to the Election Laws and to amend Sections 5932 and 6045 of the Consolidated Statutes relating thereto.

Referred to the Committee on Election Laws.



## MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
March 4, 1931.

MR. SPEAKER:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House Amendment to Senate Bill No. 118, title, "To prevent the sale of poisonous alcohol without proper identification," and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Clarkson and Burrus.

Respectfully,  
(Signed) LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as Conferees on the part of the House, Messrs. Moss, Ewbank, and Long of Alamance, and the Senate is so notified.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 598, A bill to be entitled An act to repeal the Charter of the Sharpsburg Graded School District.

Passes its second and third readings and is ordered, sent to the Senate without engrossment.

Substitute for H. B. 595, A bill to be entitled An act to provide a Boxing Commission and regulate boxing in the City of Burlington.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

H. B. 604, A bill to be entitled An act to repeal the Charter of the Benson School District, Private Laws 1915, Chapter 145.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Substitute for H. B. 268, A bill to be entitled An act to create a County Sinking Fund Commission for Madison County and provide the duties thereof.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

H. B. 517, A bill to be entitled An act to authorize the Board of Commissioners of Alamance County to purchase and convey land for purpose of protecting county sinking fund investments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 663, A bill to be entitled An act creating the office of Tax Collector in Sampson County, and fixing the fees of the Sheriff of Sampson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 664, A bill to be entitled An act to repeal Chapter 622, Public-Local Laws, 1927, and Chapter 234, Public-Local Laws 1929 relating to free labor on the roads of Avery County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 691, A bill to be entitled An act to authorize the creation of the office of Tax Collector for the County of Guilford.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 724, A bill to be entitled An act to provide for the election of County Recorder in Columbus County by the Board of County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 736, A bill to be entitled An act to provide for a stenographer fee in the Superior Court of Jones County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 751, A bill to be entitled An act to amend Chapter 610, Public-Local Laws, 1927, relating to fees in criminal cases in the Recorder's Court of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 770, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 773, A bill to be entitled An act to validate the acts of J. H. Yelton, Notary Public of Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Substitute for H. B. 797, A bill to be entitled An act to provide temporary cartways in Catawba, Caldwell, Burke, and Lincoln Counties.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

H. B. 703, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 666, A bill to be entitled An act to repeal Chapter 337, Public-Local Laws, 1929, relative to sale of real estate for taxes in Rutherford County.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 722, A bill to be entitled An act to allow the Mayor and Board of Aldermen of the Town of Waynesville to aid in reopening the Citizens Bank and Trust Company.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Substitute for H. B. 566, A bill to be entitled An act to prohibit the unauthorized practice of law in the State of North Carolina.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

H. B. 780, A bill to be entitled An act to allow the County Commissioners of Transylvania County and the Aldermen of the Town of Brevard to aid in reopening the Brevard Banking Company.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 806, A bill to be entitled An act to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 177, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes fixing the Terms of Court in the several counties, this bill relating only to the Terms of Court in Richmond County.

Passes its second and third readings, and is ordered enrolled.

S. B. 226, A bill to be entitled An act relating to the duties of the Clerk of the Town of Scotland Neck relative to the collection of taxes and other legal assessments.

Passes its second and third readings, and is ordered enrolled.

S. B. 287, A bill to be entitled An act to appoint a Road Supervisor for Polk County.

Passes its second and third readings, and is ordered enrolled.

S. B. 327, A bill to be entitled An act to allow the Governing Body of the Town of Weaverville in the County of Buncombe to aid in reopening the Farmers and Traders Bank of Weaverville.

Passes its second and third readings, and is ordered enrolled.

H. B. 693, A bill to be entitled An act to amend and re-enact Section 496 of the Consolidated Statutes of North Carolina relating to "Defense without bond," in actions to recover possession of real property.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 273, A bill to be entitled An act repealing Senate Bill 229, the same being a bill entitled "An act to provide for the appointment of the School Committee of the Garner High School and Mount Auburn Elementary School, located in Garner-Mount Auburn School District."

Passes its second and third readings, and is ordered Enrolled.

Substitute for S. B. 25, A bill to be entitled An act to amend Section Seven Thousand One Hundred and Nine of the Consolidated Statutes, Vol-

ume Three, requiring prompt reports from Registrar of Vital Statistics to Register of Deeds.

Passes its second and third readings, and is ordered Enrolled.

S. B. 26, A bill to be entitled An act to amend Section One Thousand Nine Hundred and Sixty-five of the Consolidated Statutes relative to seines prohibited to non-residents.

Passes its second and third readings, and is ordered Enrolled.

S. B. 61, A bill to be entitled An act to protect Constables in the exercise of their offices.

On motion of Mr. Johnson of Halifax the bill is laid on the Table.

Substitute for S. B. 87, A bill to be entitled An act to repeal Chapter 264 Public Laws of 1929 amending Section 6016 of the Consolidated Statutes of North Carolina relating to poll books.

Passes its second and third readings, and is ordered Enrolled.

S. B. 181, A bill to be entitled An act to provide release of parcels of land upon the payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. R. 185, Joint Resolution requesting Congress to pass An act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance the ruling on palm oil.

Passes its second and third readings, and is ordered Enrolled.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 295, An Act to amend the State Pure Seed Law, Chapter One Hundred Ninety-four, Public Laws of One Thousand Nine Hundred Twenty-nine, Article Twelve, Volume Two, Consolidated Statutes.

H. B. 434, An Act to protect the public from false advertisement and fraudulent sales.

H. B. 406, An Act to repeal Section Ten of Chapter One Hundred Twenty, Private Laws of Nineteen Hundred Nineteen, relating to the appointment of a Board of Trustees, and providing for election of School Trustees of the Board of School Trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the Trustees herein appointed.

H. B. 699, An Act to confer civil jurisdiction upon the County Recorder's Court of Caldwell County.

S. B. 208, An Act to amend Chapter Two Hundred Forty-nine, Public-Local Laws, Session One Thousand Nine Hundred and Twenty-seven, relative to the Swannanoa Water and Sewer District in the County of Buncombe.

H. B. 793, An Act to establish and fix the legal residence of one Jesse J. Richardson, an insane man, and to subject him to committal to the State Hospital for the Insane at Raleigh for proper care and treatment.

H. B. 771, An Act to repeal Chapter One Hundred Sixteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine entitled An Act to



make the regular March Term of the Superior Court of Burke County in the Sixteenth Judicial District a mixed court for trial of criminal and civil cases.

H. B. 746, An Act to extend the time for payment of street assessments in the City of Hendersonville.

H. B. 415, An Act to allow the County Commissioners of Clay County to aid in reopening the Clay County Bank.

H. B. 309, An Act to revise, consolidate and amend the Charter of the Town of Chapel Hill.

H. B. 349, An Act to amend Section Five Thousand Four Hundred and Forty-five of Chapter Ninety-five of the Consolidated Statutes of North Carolina (Section Five Thousand Six Hundred and Nineteen of the Code of One Thousand Nine Hundred and Twenty-seven) as amended by authorizing the Commissioners of Chowan County to fix the amount of the bond required of the Treasurer of the School Fund of said County in a sum not to exceed double the amount of the average cash balance to the credit of the School Fund of said County and not less than the average cash balance to the credit of said Fund as the Commissioners of said County may determine.

S. B. 296, An Act to amend Section One Thousand Two Hundred and Ninety-three of the Consolidated Statutes of North Carolina, relating to the number of County Commissioners of Brunswick County and to provide that only one member can be from a Township of said County.

H. B. 355, An Act to annul the lease of school property in the Town of Linville made by the Board of Education of Avery County to private persons.

H. B. 75, An Act to amend Section Two Thousand Five Hundred Ninety-one of the Consolidated Statutes of North Carolina as amended by Chapter Sixteen, Public Laws, One Thousand Nine Hundred Twenty-nine, relating to reopening judicial and other sales on advanced bid.

H. B. 436, An Act to amend Chapter Three Hundred Eighty-two Public Laws of One Thousand Nine Hundred and Three relating to the Sinking Fund of the Cross Creek Graded School District and its successor.

H. B. 500, An Act to prevent the obstruction of streams in Cumberland County.

H. B. 671, An Act to require the Judge and Prosecuting Attorney of the County Court of Duplin to be elected by the people.

S. B. 237, An Act to repeal Chapter Three Hundred Thirty-one of the Public-Local Laws of One Thousand Nine Hundred Twenty-five and to abolish the Commission Form of Government for Jackson County; to make the County Accountant Clerk to the Board of said County and provide for his salary.

S. B. 129, An Act to amend Chapter Twenty-seven of the Consolidated Statutes, relative to County Courts.

H. B. 418, An Act to regulate mutual burial associations and assessment insurance associations.

S. B. 335, An Act to provide the submission to the qualified voters of the Town of Landis the sale of its electric light plant.

H. B. 303, An Act for the granting of divorces in certain cases.

On motion of Mr. Johnson of Halifax, the House adjourns and will meet tomorrow at 12 o'clock noon.

## FIFTIETH DAY

HOUSE OF REPRESENTATIVES,

Thursday, March 5, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. Gibson Davis, of the City of Raleigh.

Mr. Turner of Iredell for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members, and referred to the Committee on Finance.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Connor, for the Committee on Roads:

H. B. 818, A bill to be entitled An act for the regulation and protection of traffic upon the State highways.

With a favorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 191, A bill to be entitled An act to amend Chapter 232 of Public-Local Laws of 1929 relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.

With a favorable report, as amended.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

S. B. 288, A bill to be entitled An act to amend Section Five of Chapter 602 of the Public Laws of 1913 relating to the salary of the Judge of the Recorder's Court for Harnett County.

And

S. B. 223, A bill to be entitled An act to amend Chapter 208 of the Private Laws of 1927 relating to the salary of the Mayor of the Town of Warsaw in Duplin County.

And

H. B. 801, A bill to be entitled An act to amend Chapter Two Hundred and Sixty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-three, relative to the salary of the Treasurer of Caswell County.

And

H. B. 756, A bill to be entitled An act to fix salary and fees for the Sheriff of Polk County.

And

H. B. 723, A bill to be entitled An act to increase the pay of County Commissioners of Columbus County.

And

H. B. 734, A bill to be entitled An act to repeal Chapter 159 of the Public-Local Laws of 1929, being An Act "to increase the compensation of the Register of Deeds of Caswell County, North Carolina."

With favorable reports.

And



H. B. 811, A bill to be entitled An act to amend Chapter Two Hundred and Fifty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to commission allowed Sheriff of Avery County for collecting taxes.

With a favorable report, as amended.

And

H. B. 632, A bill to be entitled An act to reduce salaries of the public officers of Northampton County.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Spence, for the Committee on Finance:

H. B. 827, A bill to be entitled An act relating to street improvement bonds and notes of the City of High Point.

And

H. B. 837, A bill to be entitled An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of existing law.

And

S. B. 271, A bill to be entitled An act to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.

And

S. B. 79, A bill to be entitled An act amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

With favorable reports.

And

H. B. 776, A bill to be entitled An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which, by reason of present conditions, cannot be protected by a depository bond.

And

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this Act and fixing penalties therefor.

With favorable reports, as amended.

And

H. B. 848, A bill to be entitled An act to abolish the penalties for non-payment of taxes in Perquimans County for 1930 and 1931 and to postpone the sales for said taxes until November first.

And

H. B. 564, A bill to be entitled An act to amend Chapter 105, Public Laws, 1929, relating to relief of sheriffs and tax collectors.

With unfavorable reports.

And

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

With an unfavorable report, with a minority report attached.

By Mr. Ewing, for the Committee on Election Laws:

H. B. 856, A bill to be entitled An act to amend Chapter 164 of the Public Laws of 1929, relating to the Election Laws, and to amend Sections 5932 and 6045 of the Consolidated Statutes relating thereto.

And

S. B. 319, A bill to be entitled An act to amend Chapter 168, Private Laws of 1929, relating to elections in the Town of Angier.

With favorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2:

H. B. 852, A bill to be entitled An act to amend Chapter 62 of the Private Laws of 1929, entitled "An Act to incorporate Woodville Baptist Church, Perquimans County, North Carolina."

And

S. B. 175, A bill to be entitled An act to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923, and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety.

With favorable reports.

And

H. B. 822, A bill to be entitled An act to repeal Chapter 511, Public-Local Laws of 1925, relating to funds for road maintenance in Anson County.

With a favorable report, as amended.

By Mr. Hanes of Forsyth, for the Committee on Insurance:

H. B. 348, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act.

And

H. B. 804, A bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as "The North Carolina Workmen's Compensation Act", so as to exclude the counties of the State and all school districts from its provisions.

With unfavorable reports.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 202, A bill to be entitled An act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

H. B. 785, A bill to be entitled An act to validate certain official acts of Justices of the Peace in Caldwell County.

H. B. 572, A bill to be entitled An act to make effective the Constitutional provision for State maintenance of the six months school term.

The Rules Committee recommended the following additional rules to the rule of the House, which are adopted.

Amend the rules by adding a special rule as follows: "Chairman of the Committee on Reorganization of State Government shall be allowed a Committee Clerk, as of Monday, February ninth, to be approved by the Speaker."

(Signed) Cox of Forsyth, Chairman.



After the word "committee" in line 11 of rule 65 add the following:

*"Provided, however, that where a minority report is filed the proponents and opponents of the question presented thereby shall be allowed not to exceed ten minutes on each side to explain the question. Provided further that by a majority vote the time may be extended for a discussion of the minority report, and on the merits of the bill."*

(Signed) Cox of Forsyth, Chairman.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Morphew: H. R. 857, A Joint Resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Flanagan: H. R. 858, A Joint Resolution calling on members of the General Assembly to accept a voluntary horizontal cut of twenty per cent of salaries paid them.

Mr. Flanagan asks that the rules be suspended and the resolution be placed upon its immediate passage.

On motion of Mr. Brooks, the resolution is laid on the Table.

By Messrs. Reed and Howell: H. B. 859, A bill to be entitled An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

Referred to the Committee on Finance.

By Messrs. Parker and Hood: H. B. 860, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, towns and other municipalities in the State to pay the cost of personal service.

Referred to the Committee on Finance.

And

H. B. 861, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, towns and other municipalities in the State to pay the cost of personal service.

Referred to the Committee on Finance.

By Mrs. Mebane: H. B. 862, A bill to be entitled An act to amend Section Two of Chapter Ninety-six, Public Laws of One Thousand Nine Hundred and Twenty-seven, amending Section Five Thousand One Hundred and Sixty-eight (8) of Volume Three of the Consolidated Statutes, increasing pensions to Confederate Veterans to six hundred dollars per annum.

Referred to the Committee on Pensions.

By Mr. Young of Harnett: H. B. 863, A bill to be entitled An act to amend Chapter 253, Private Laws, 1903, relating to the Charter of the Town of Buies Creek.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 864, A bill to be entitled An act to cancel from the records in office of Register of Deeds, a map in Harnett County.

Referred to the Committee on Judiciary No. 2.

By Mr. MacLean: H. B. 865, A bill to be entitled An act to amend Section 542 of the Consolidated Statutes in reference to pleadings in actions for libel and slander.

Referred to the Committee on Judiciary No. 1.

And

H. B. 866, A bill to be entitled An act to amend Salary Act of Beaufort County, fixing salary of Register of Deeds.

Referred to the Committee on Salaries and Fees.

By Mr. Ervin: H. B. 867, A bill to be entitled An act to repeal the Statutes creating the Burke County Road Commission.

Referred to the Committee on Public Roads.

And

H. B. 868, A bill to be entitled An act to repeal Chapter 156 of the Public Laws of 1921 entitled "An act to provide for the detention, treatment and cure of inebriates."

Referred to the Committee on Public Health.

By Mr. Halstead: H. B. 869, A bill to be entitled An act for the relief of sheriffs and tax collectors.

Referred to the Committee on Judiciary No. 1.

By Mr. Long of Alamance: H. B. 870, A bill to be entitled An act to authorize the Board of Commissioners of Alamance County to issue notes for the purpose of funding certain indebtedness of the County.

Referred to the Committee on Finance.

By Messrs. Sutton, Parker, Hood and Jolly: H. B. 871, A bill to be entitled An act to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.

Referred to the Committee on Judiciary No. 2.

By Mr. Sutton: H. B. 872, A bill to be entitled An act relating to commutations of sentence of prisoners in the State's prison and in the county jails and county convict camps of the several counties of the State.

Referred to the Committee on Judiciary No. 2.

And

H. B. 873, A bill to be entitled An act to amend Section 4060, 4080, and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

Referred to the Committee on Judiciary No. 2.

By Mr. Butler: H. B. 874, A bill to be entitled An act to amend Sections Two Thousand Two Hundred and Ninety-one and Two Thousand Two Hundred and Ninety-two of the Consolidated Statutes relating to sales of estates of idiots, inebriates and lunatics.

Referred to the Committee on Judiciary No. 1.

By Messrs. Holmes and Flanagan, by request: H. B. 875, A bill to be entitled An act to incorporate Red Oak Christian Church in Pitt County.

Referred to the Committee on Judiciary No. 2.

By Mr. Huffman: H. B. 876, A bill to be entitled An act to amend and re-enact Section 1, Chapter 58, Public Laws of 1925, being Section 6466 (a) of North Carolina Code of 1927, defining group life insurance.

Referred to the Committee on Insurance.



By Mr. Willis: H. B. 877, A bill to be entitled An act to amend Chapter 11 of the Public-Local Laws of 1927, being An Act creating four districts in Craven County for the election of County Commissioners.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Henry: H. B. 878, A bill to be entitled An act to allow the Commissioners of Transylvania County to freeze County deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said bank.

Referred to the Committee on Banks and Banking.

By Mr. Braddy: H. B. 879, A bill to be entitled An act validating indebtedness of Bladen County.

Referred to the Committee on Finance.

And

H. B. 880, A bill to be entitled An act to repeal Chapter 254 of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, reducing the number of Commissioners for Bladen County to three and providing for their election.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Moss: H. B. 881, A bill to be entitled An act to prevent evasion of listing of property and payment of taxes by making temporary investments in non-taxable securities.

Referred to the Committee on Finance.

By Mr. Johnston of Caswell: H. B. 882, A bill to be entitled An act requiring each treasurer in each special chartered School District in Caswell County to publish receipts and disbursements.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Moye: H. B. 883, A bill to be entitled An act validating certain refunding bonds of Greene County.

Referred to the Committee on Finance.

By Mr. Davis of Hyde: H. B. 884, A bill to be entitled An act to amend Chapter 487, Public-Local Laws, 1923, relating to the Game Law of Hyde County.

Referred to the Committee on Game.

By Mr. Norman: H. B. 885, A bill to be entitled An act to confer upon the firemen of the towns of Washington County the right to police and preserve order at fires.

Referred to the Committee on Judiciary No. 1.

And

H. B. 886, A bill to be entitled An act to repeal Chapter 279, Private Laws of 1907, incorporating the Town of Cherry in Washington County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McDewitt: H. B. 887, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1929 relative to the duties of County officers of Madison County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 888, A bill to be entitled An act to create a Board of Health for Madison County and name the members and provide their duties.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 889, A bill to be entitled An act to reappoint a Board of Highway Commissioners for Hot Springs, Spring Creek Township in Madison County.

Referred to the Committee on Public Roads.

By Messrs. Connor, Moss and Woodard: H. B. 890, A bill to be entitled An act to restrict the authority of counties in the rate of taxes to be levied hereafter.

On motion of Mr. Woodard the rules are suspended, and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Messrs. Howell and Reed: H. B. 891, A bill to be entitled An act requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicles prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

Referred to the Committee on Judiciary No. 2.

By Mr. Pinnix: H. B. 892, A bill to be entitled An act for the relief of ex-Sheriff C. E. Moxley, of Yadkin County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Seawell: H. B. 893, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen changing the powers of the Town of Sanford with regard to license taxes.

Referred to the Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 218, A bill to be entitled An act relating to evidence in civil actions arising out of motor vehicle accidents.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 258, A bill to be entitled An act to authorize boards of commissioners to establish County courts with criminal jurisdiction.

Placed on the Calendar for concurrence in the Senate Amendment.

Substitute Bill for S. B. 109, A bill to be entitled An act to create the commission for the improvement of the laws.

Referred to the Committee on Judiciary No. 1.

S. B. 262, A bill to be entitled An act to amend Section 439 of the Consolidated Statutes of North Carolina (Being a part of the Code of civil procedure relating to limitation of actions).

Referred to the Committee on Judiciary No. 2.

S. R. 292, A Joint Resolution to provide for the appointment of a commission to consider and submit to the 1933 Session of the General Assembly proposed amendments to the Constitution of the State, or a proposed new draft of the Constitution.

Referred to the Committee on Constitutional Amendments.

S. B. 338, A bill to be entitled An act to amend Section 444 of the Consolidated Statutes of North Carolina relating to Statute of Limitation.

Referred to the Committee on Judiciary No. 2.

S. B. 286, A bill to be entitled An act to amend Section Two of Article Thirteen of the Constitution, as it relates to the submission to the people of amendments.

Referred to the Committee on Constitutional Amendments.



S. B. 298, A bill to be entitled An act authorizing the Board of County Commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts.

Referred to the Committee on Education.

S. B. 306, A bill to be entitled An act to relieve church property in the Town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1, 1930, and subsequent thereto if approved by a majority of the voters.

Referred to the Committee on Finance.

H. B. 427, A bill to be entitled An act to amend Chapter 204, Private Laws of 1923, relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said district.

For concurrence in the Senate Amendment.

On motion of Mr. Hipps, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 661, A bill to be entitled An act to regulate the fees for the service of civil and criminal process by the Sheriff, or other lawful officer within the County and the Constables of the various Townships, and the fees of Justices of the Peace of Henderson County.

For concurrence in the Senate Amendment.

On motion of Mr. Ewbank, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

S. B. 127, A bill to be entitled An act to authorize declaratory judgments.

Referred to the Committee on Judiciary No. 2.

S. B. 166, A bill to be entitled An act to validate the acts of the Corporation Commission of North Carolina, the Chief State Bank Examiner and on liquidating agents in respect to exercising the power of sale of mortgages and deeds of trust in connection with banks in liquidation.

Referred to the Committee on Banks and Banking.

S. B. 200, A bill to be entitled An act to amend Section 4106, of the Consolidated Statutes of North Carolina, so as to permit the clerk to appoint the jurors to allot dower when requested by either party, lieu of the sheriff summoning them.

Referred to the Committee on Judiciary No. 1.

S. B. 248, A bill to be entitled An act determining the rights of creditors and beneficiaries under policies of life insurance.

Referred to the Committee on Insurance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 65, A bill to be entitled An act to amend Section 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

On motion of Mr. Norman the bill is recommitted to the Committee on Public Roads.

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.

H. B. 678, A bill to be entitled An act to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of the Chairman of the Board of County Commissioners of Mecklenburg County.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.

H. B. 669, A bill to be entitled An act authorizing the Tax Collector of Rowan County to collect taxes in quarterly installments.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 819, A bill to be entitled An act to amend Chapter Two Hundred Thirty-one, Public-Local Laws of One Thousand Nine Hundred Twenty-nine, reducing the compensation of the Sheriff and creating the office of Tax Collector of Alexander County.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 841, A bill to be entitled An act to provide for a hospital in Randolph County and to incorporate the same.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 853, A bill to be entitled An act to repeal H. B. 107 relating to relief of certain citizens in the incorporated Town of Benton Heights, Union County.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans, and Pasquotank to establish a District Community Home for the aged and infirm for said Counties and to provide for its purchase and maintenance.

As amended, on motion of Mr. Pitts the bill is recommitted to the Committee on Counties, Cities, and Towns.

S. B. 314, A bill to be entitled An act authorizing the setting aside of a certain portion of the Town Commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.

Passes its second and third readings, and is ordered Enrolled.

H. B. 67, A bill to be entitled An act relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Reading, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson,



Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 782, A bill to be entitled An act to amend the Charter of the Town of Lumberton.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 530, A bill to be entitled An act validating certain school building bonds of Harnett County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 713, A bill to be entitled An act validating indebtedness of the Town of Sylva.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of

Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 714, A bill to be entitled An act validating indebtedness of Jackson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 729, A bill to be entitled An act validating indebtedness of the Town of Ayden.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.



Those voting in the negative are: None.

H. B. 732, A bill to be entitled An act to approve and validate the action of the Board of Commissioners of Alexander County in the purchase of a certain tract of land for County Home purposes, and to levy a tax therefor.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Reading, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 742, A bill to be entitled An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Reading, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 235, A bill to be entitled "An act amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the City of Winston-Salem.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of

Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphey, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 808, A bill to be entitled An act to permit the Board of Town Commissioners of the Town of Candor, North Carolina to establish a market and regulate the sale of marketable things on the public streets in the Town of Candor, North Carolina.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphey, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 786, A bill to be entitled An act to provide for the delivery and sale of Spruce Pine Hospital.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morphey, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson,



Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 390, A bill to be entitled An act to validate special election of the Town of Morehead City for acquisition of municipal hospital and to provide for payment.

As amended, passes its third reading by the following vote, and ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morpew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 281, A bill to be entitled An act to re-enact Chapter 17, Private Laws of 1911, relating to the Charter of the Town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915 and Chapter 197 of Public-Local Laws of 1917.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Bender, Black, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Marshall, Morpew, Moss, McEachern, McGougan, McRae, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Scarborough, Sigmon, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 757, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

On motion of Mr. Waynick, the bill is recommitted to the Committee on Counties, Cities, and Towns.

## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 273, An Act repealing Senate Bill number Two Hundred Twenty-nine, the same being a Bill entitled "An act to provide for the appointment of the School Committee of the Garner High School and Mount Auburn Elementary School, located in Garner-Mount Auburn School District."

S. B. 25, An Act to amend Section Seven Thousand One Hundred and Nine of the Consolidated Statutes, Volume Three, requiring prompt reports from Registrar of Vital Statistics to Register of Deeds.

S. B. 87, An Act to repeal Chapter Two Hundred Sixty-four, Public Laws of One Thousand Nine Hundred Twenty-nine, amending Section Six Thousand Sixteen of the Consolidated Statutes of North Carolina, relating to Poll Books.

S. B. 327, An Act to allow the Governing Body of the Town of Weaverville in the County of Buncombe to aid in re-opening The Farmers and Traders Bank of Weaverville.

S. B. 26, An Act to amend Section One Thousand Nine Hundred and Sixty-five of the Consolidated Statutes, relative to seines prohibited to non-residents.

S. B. 226, An Act relating to the duties of the Clerk of the Town of Scotland Neck, relative to the collection of taxes and other legal assessments.

S. B. 287, An Act to appoint a Road Supervisor for Polk County.

S. B. 177, An Act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes fixing the terms of Court in the several counties; this Bill relating only to the terms of Court in Richmond County.

S. B. 308, An Act to abolish the office of Tax Collector in Polk County and place the duty of collecting taxes in the hands of the Sheriff.

On motion of Mr. Brooks the House takes a recess until 8:30 tonight.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Thursday night, March 5. 1931.

Pursuant to recess, the House meets and resumes consideration of business, with Mr. Speaker Smith presiding.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 538, A bill to be entitled An act to require that indigent persons be provided for by their children.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 565, A bill to be entitled An act to amend Chapter 213, Public Laws 1927, relating to the collection of taxes.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.



H. B. 660, A bill to be entitled An act to regulate the sale of mixed feed oats in North Carolina.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 685, A bill to be entitled An act to regulate the removal of disabled vehicles and other objects from the public highways.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 743, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

H. B. 749, A bill to be entitled An act to amend Section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 695, A bill to be entitled An act to amend Chapter 201, Public Laws of 1921, prescribing the duties of tax listers and other county officers for securing a more perfect listing of agricultural statistics.

As amended, passes its second reading and remains on the Calendar.

Substitute for H. B. 461, A bill to be entitled An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering and the North Carolina College for Women, and to create and establish the University of North Carolina.

Substitute adopted.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

H. B. 470, A bill to be entitled An act to fix the mileage charge to the State, or any subdivision thereof, by employees or officer of the same, who use privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

On motion of Mr. McRae, the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
Friday, March 6, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. F. S. Love, of the City of Raleigh.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. Grady, King, and Noble, former members of the House, also to the Honorable Charles A. Abernathy, Congressman.

## PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members, and referred to the Committee on Finance.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1:

H. B. 854, A bill to be entitled An act defining criminal syndicalism and sabotage and providing punishment therefor.

And

H. B. 885, A bill to be entitled An act to confer upon firemen of the towns of Washington County the right to police and preserve order at fires.

And

H. B. 835, A bill to be entitled An act authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

And

Substitute for S. B. 109, A bill to be entitled An act to create the commission for the improvement of the laws.

With favorable reports.

And

H. B. 869, A bill to be entitled An act for the relief of sheriffs and tax collectors.

With a favorable report, as amended.

And

S. B. 200, A bill to be entitled An act to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to permit the Clerk to appoint jurors to allot dower, when requested by either party, lieu of the Sheriff summoning them.

With an unfavorable report.

By Mr. MacLean, for the Committee on Education:

H. B. 606, A bill to be entitled An act to amend Chapter 342 of the Private Laws of 1907, as amended by Chapter 155, Private Laws 1919 as amended by Chapter 78, Private Laws of 1923, as amended by Chapter 142, Private Laws 1929, relating to the election of members of the School Board of the City of Charlotte.

And

S. B. 298, A bill to be entitled An act authorizing the Board of County Commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive, and Goldsboro Special Charter School Districts.

With favorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 627, A bill to be entitled An act to amend Chapter 289 of the Public Local Laws of 1919, designated as "An Act to provide for the nomination and election of County Commissioners of Robeson County."

And

H. B. 887, A bill to be entitled An act to amend Chapter 289 of the Public Local Laws of 1929 relative to the duties of County officers of Madison County.

And



H. B. 892, A bill to be entitled An act for the relief of Ex-Sheriff C. E. Moxley of Yadkin County.

And

H. B. 863, A bill to be entitled An act to amend Chapter 253 Private Laws, 1903, relating to the Charter of the Town of Buie's Creek.

And

H. B. 877, A bill to be entitled An act to amend Chapter 11 of the Public-Local Laws of 1927, being "An Act creating four districts in Craven County for the election of County Commissioners."

And

H. B. 634, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, changing the number of wards in the Town of Sanford and changing the number of Aldermen and changing the method of sidewalk construction and providing notice of candidates for Aldermen and Mayor.

And

H. B. 880, A bill to be entitled An act to repeal Chapter 254 of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, reducing the number of Commissioners for Bladen County to three and providing for their election.

And

H. B. 893, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen changing the powers of the Town of Sanford with regard to license taxes.

And

H. B. 886, A bill to be entitled An act to repeal Chapter 279, Private Laws of 1907, incorporating the Town of Cherry in Washington County.

And

H. B. 882, A bill to be entitled An act requiring each Treasurer in each special chartered school district in Caswell County to publish receipts and disbursements.

And

H. B. 888, A bill to be entitled An act to create a Board of Health for Madison County and name the members and provide their duties.

And

H. B. 855, A bill to be entitled An act to abolish the office of Auditor of Cumberland County and to authorize the Board of Commissioners to appoint a County Accountant or impose the duties of County Accountant upon the County Treasurer.

And

H. B. 791, A bill to be entitled An act creating a Racing Commission for the County of Buncombe and to amend Chapter 39 and Article 34 Subchapter 12 of Chapter 82 of the Consolidated Statutes of North Carolina insofar as same in conflict therewith.

With favorable reports.

By Mr. Seawell, for the Committee on Propositions and Grievances:

H. B. 617, A bill to be entitled An act to authorize the City of Durham, Durham County, to remove certain graves in colored cemetery.

And

H. B. 631, A bill to be entitled An act with reference to shipping rabbits in Ashe County.

And

H. B. 839, A bill to be entitled An act to place Cedar Island Township, Carteret County, under the provisions of the State-wide Stock Law.

And

H. B. 842, A bill to be entitled An act to amend Chapter 51, Public Laws of 1927, permitting shipment of rabbits by Parcel Post.

And

H. B. 850, A bill to be entitled An act to prohibit stock and cattle from running at large in the Village of Portsmouth, Carteret County.

And

H. B. 715, A bill to be entitled An act to amend Chapter 175 of the Private Laws of 1852, as amended by Chapter 223 of the Private Laws of 1901 of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company.

And

H. B. 623, A bill to be entitled An act to amend Chapter 22 of the Private Laws of Extra Session of 1924 to regulate boxing in High Point.

With favorable reports.

And

S. B. 269, A bill to be entitled An act to prohibit throwing laps of trees in the streams of Avery and Watauga Counties.

And

H. B. 504, A bill to be entitled An act to amend Section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

With favorable reports, as amended.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 836, A bill to be entitled An act to increase the bond of the Clerk of the Recorder's Court of Durham County, to prescribe expenditures for Clerk hire in said court, and to increase the jury fees in said Court.

With a favorable report.

By Mr. Spence, for the Committee on Finance:

H. B. 859, A bill to be entitled An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

With a favorable report.

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 828, A bill to be entitled An act to amend Consolidated Statutes 2347 and Consolidated Statutes 2481 so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the Agricultural Lien Law.

With a favorable report.

And

H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain Acts defined herein.

With a favorable report, as amended.

And

H. B. 718, A bill to be entitled An act to amend Section 4925 (e) Third Volume. Consolidated Statutes, relating to the guaranty or indemnity fund of the State warehouse system.



With an unfavorable report.

By Mr. Rogers, for the Committee on Health.

S. B. 228, A bill to be entitled An act to amend Section 7064 of the Consolidated Statutes relating to organization of County Boards of Health by placing a dentist thereon.

And

S. B. 163, A bill to be entitled An act to permit certain persons who entered the Military Service of the United States and who were at that time qualified to stand examination to practice pharmacy to now stand such examination.

And

H. B. 692, A bill to be entitled An act to prohibit the sale of hypnotic drugs in North Carolina.

And

H. B. 677, A bill to be entitled An act to amend Section 7282 of the Consolidated Statutes relating to tubercular hospitals, to apply to the County of Mecklenburg only.

With favorable reports.

And

H. B. 675, A bill to be entitled An act to amend Section 7064 of the Consolidated Statutes relative to the County Board of Health of Mecklenburg County, to apply to the County of Mecklenburg only.

With an unfavorable report.

By Mr. Etheridge, for the Committee on Oyster Industry.

H. B. 575, A bill to be entitled An act to prohibit non-resident commercial fishing with nets, trawls and seines, or gathering of clams or oysters for commercial purpose within three nautical miles of the shore of Pender County without first obtaining a license.

With an unfavorable report as to the bill, favorable as to substitute.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Uzzell and Huffman: H. B. 894, A bill to be entitled An act to prohibit the hiring out or leasing of State convicts to any person, firm or corporation in competition with free labor.

Referred to the Committee on Penal Institutions.

By Mr. Edwards: H. B. 895, A bill to be entitled An act to amend Section 1443, Volume Three of the Consolidated Statutes providing an extra term of Court for Cleveland County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Brown: H. B. 896, A bill to be entitled An act to amend Chapter Eleven, Private Laws of One Thousand Nine Hundred and Twenty-nine contracting the limits of the Town of Winfall, Perquimans County.

Referred to the Committee on Counties, Cities, and Towns.

By Messrs. Halstead and Johnson of Currituck: H. B. 897, A bill to be entitled An act to authorize the further postponement of revaluations of property in Camden and Currituck Counties in the discretion of the Board of County Commissioners.

Referred to the Committee on Finance.

By Mr. James: H. B. 898, A bill to be entitled An act to amend Chapter 226, Private Laws 1927, and Chapter 15 Private Laws 1923, relating to the Charter of Elizabeth City.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. DeHart: H. B. 899, A bill to be entitled An act validating the indebtedness of the County of Swain.

Referred to the Committee on Finance.

And

H. B. 900, A bill to be entitled An act validating the indebtedness of the Town of Bryson City.

Referred to the Committee on Finance.

By Mr. Henry: H. B. 901, A bill to be entitled An act to amend Chapter 151, Public-Local Laws, 1925, increasing the Board of Education of Transylvania County from three to five members.

Referred to the Committee on Education.

By Mr. Norman: H. B. 902, A bill to be entitled An act to allow residents of Washington County to take deer in the month of September in said County, and to amend Section 32, Chapter 51, Public Laws of 1927.

Referred to the Committee on Game.

By Mr. Ewbank: H. B. 903, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury service in Henderson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Butler: H. B. 904, A bill to be entitled An act to authorize and empower the Board of Commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

Referred to the Committee on Judiciary No. 1.

By Mr. Long of Alamance: H. B. 905, A bill to be entitled An act to empower the Commissioners of Alamance County to regulate electrical wiring and electricians.

Referred to the Committee on Judiciary No. 1.

By Messrs. Flanagan and Holmes: H. B. 906, A bill to be entitled An act to provide for a Tax Collector for Pitt County and to authorize the County Commissioners of said County to fix the salary of said Tax Collector.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Neal: H. B. 907, A bill to be entitled An act relating to the salaries of the officers of McDowell County.

Referred to the Committee on Salaries and Fees.

By Messrs. Cherry and Puett: H. B. 908, A bill to be entitled An act to amend Section 1464 of the Consolidated Statutes, a local modification as to the number of Justices of the Peace in Gaston County.

Referred to the Committee on Justices of the Peace.

By Mr. Johnston of Caswell: H. B. 909, A bill to be entitled An act to place the Clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said Clerk.

Referred to the Committee on Salaries and Fees.

By Messrs. Neal, Flanagan, and Huffman: H. R. 910, Joint Resolution thanking the Public-Saenger Theatres of North Carolina Incorporated, the City of Raleigh Fire and Police Departments and the State Highway Patrol for the services rendered on the occasion of the visit of Honorable Alfred E. Smith, March 2, 1931.

Passed first reading.

Rules suspended.



Passes its second and third readings and ordered sent to the Senate without Engrossment.

By Mr. Hamilton: H. B. 911, A bill to be entitled An act for the relief of the Clerk of the Superior Court and Register of Deeds of Carteret County.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 912, A bill to be entitled An act to regulate the fees of the Justices of the Peace of Carteret County.

Referred to the Committee on Salaries and Fees.

By Messrs. Gill, Flanagan, Woodard, and Hood: H. B. 913, A bill to be entitled An act to provide for the appointment of the members of the Corporation Commission by the Governor and to prescribe their term of office.

Referred to the Committee on Reorganization of State Government.

By Messrs. Howell and Reed: H. B. 914, A bill to be entitled An act providing for the appointment of a School Board for the Asheville Local Tax School District and defining its powers and duties.

Referred to the Committee on Education.

And

H. B. 915, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Bank of Black Mountain of Buncombe County, North Carolina.

Referred to the Committee on Banks and Banking.

By Mr. Neal: H. R. 916, Resolution to authorize and direct the Secretary of State to have printed and distributed copies of the Act known as the Local Government Act.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Substitute for H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Consolidated Statutes of North Carolina so as to place Davie and Mitchell Counties under the State Primary Law, for the purpose of nominating candidates for each and every political party for the several County offices in Davie and Mitchell Counties.

Placed on the Calendar for concurrence in the Senate Substitute.

Substitute for H. B. 491, A bill to be entitled An act to prohibit the sale of corn at night in less than fifty-bushel lots.

Referred to the Committee on Judiciary No. 2.

Substitute for S. B. 84, A bill to be entitled An act to amend Chapter Two Hundred and Eighteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine relating to the State Highway Patrol.

Referred to the Committee on Public Roads.

S. B. 179, A bill to be entitled An act to repeal Chapter 210 of the Public Laws of 1929, in reference to the price of land entered in Cherokee County.

Referred to the Committee on Finance.

S. B. 334. A bill to be entitled An act to amend and re-enact Chapter 47 of the Private Laws of 1921 to provide for uniform registration books in the City of Charlotte.

Referred to the Committee on Election Laws.

S. B. 346, A bill to be entitled An act to permit the killing of foxes in certain Townships in Richmond County.

Referred to the Committee on Game.

S. B. 349, A bill to be entitled An act amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively relating to the Recorder's Court of Johnston County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 351, A bill to be entitled An act relating to the duties and commissions of the Clerk of the Superior Court of Bertie County, when acting as Receiver.

Referred to the Committee on Courts and Judicial Districts.

S. B. 369, A bill to be entitled An act to amend Chapter 91 of the Public-Local Laws of North Carolina, Extra Session 1921, relating to the Public Hospital of No. 6 Township, Cleveland County, North Carolina.

Referred to the Committee on Public Health.

S. B. 217, A bill to be entitled An act providing for biennial elections in certain cities and towns of Moore County.

Referred to the Committee on Election Laws.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

Substitute Bill for H. B. 461, A bill to be entitled An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women into the University of North Carolina.

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

H. B. 390, A bill to be entitled An act to validate special election of the Town of Morehead City for acquisition of municipal hospital and to provide for payment.

H. B. 678, A bill to be entitled An act to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of the Chairman of the Board of County Commissioners of Mecklenburg County.

H. B. 749, A bill to be entitled An act to amend Section 2587 of the Consolidated Statutes relating to foreclosure of conditional sales.

H. B. 470, A bill to be entitled An act to fix the mileage charge to the State, or any subdivision thereof, by employees or officer of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

H. B. 538, A bill to be entitled An act to require that indigent persons be provided for by their children.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute Bill for H. B. 632, A bill to be entitled An act to reduce salaries of the public officers of Northampton County.

Substitute adopted.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 723, A bill to be entitled An act to increase the pay of County Commissioners of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 734, A bill to be entitled An act to repeal Chapter 159 of the Public-Local Laws of 1929, being "An Act to increase the compensation of the Register of Deeds of Caswell County, North Carolina."

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 811, A bill to be entitled An act to amend Chapter Two Hundred and Fifty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to commission allowed the Sheriff of Avery County for collecting taxes.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 822, A bill to be entitled An act to repeal Chapter 511, Public-Local Laws of 1925, relating to funds for road maintenance in Anson County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 191, A bill to be entitled An act to amend Chapter 232 of Public-Local Laws of 1929, relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 837, A bill to be entitled An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 756, A bill to be entitled An act to fix salary and fees for the Sheriff of Polk County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 801, A bill to be entitled An act to amend Chapter Two Hundred and Sixty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-three, relative to the salary of the Treasurer of Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 223, A bill to be entitled An act to amend Chapter 208 of the Private Laws of 1927, relating to the salary of the Mayor of the Town of Warsaw in Duplin County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

On motion of Mr. Uzzell, the bill is recommitted to the Committee on Finance.

S. B. 288, A bill to be entitled An act to amend Section Five of Chapter

602 of the Public Laws of 1913 relating to the salary of the Judge of the Recorder's Court for Harnett County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 319, A bill to be entitled An act to amend Chapter 168, Private Laws of 1929, relating to elections in the Town of Angier.

Passes its second and third readings, and is ordered Enrolled.

H. B. 762, A bill to be entitled An act to establish a Police Commission for the City of Elizabeth City.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 827, A bill to be entitled An act relating to street improvement bonds and notes of the City of High Point.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

S. B. 271. A bill to be entitled An act to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jack-



son, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 852, A bill to be entitled An act to amend Chapter 62 of the Private Laws of 1929 entitled "An Act to incorporate Woodville Baptist Church, Perquimans County, North Carolina."

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 714, A bill to be entitled An act validating indebtedness of Jackson County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Move, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 713, A bill to be entitled An act validating indebtedness of the Town of Sylva.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 732, A bill to be entitled An act to approve and validate the action of the Board of Commissioners of Alexander County in the purchase of a certain tract of land for County Home purposes, and to levy a tax therefor.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 782, A bill to be entitled An act to amend the Charter of the Town of Lumberton.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson



of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 67, A bill to be entitled An act relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 530, A bill to be entitled An act validating certain school building bonds of Harnett County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 729, A bill to be entitled An act validating indebtedness of the Town of Ayden.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jack-

son, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 742, A bill to be entitled An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 310, A bill to be entitled An act to amend Chapter 186, Private Laws of 1911, relating to the Charter of the Town of Selma, North Carolina.

On motion of Mr. Fulghum, the bill is laid on the Table.

#### SPECIAL ORDER

The hour for the first Special Order having arrived, the Chair lays before the House, Substitute for H. B. 238, a bill to be entitled An Act to repeal, amend and re-enact Chapter 136, Public Laws, 1927, as amended by Chapters 58, 193, 216, and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the Public Highways of the State.

The question recurs upon the adoption of the Substitute. The Substitute is adopted.

Mr. Moss sends forward an amendment. The amendment is adopted.

The question now recurs upon the passage of the Substitute Bill, as amended on its several readings.



As amended, the Substitute Bill passes its second and third readings, and is ordered Engrossed, and sent to the Senate.

The original bill is laid on the Table.

#### SPECIAL ORDER

The hour for the second Special Order having arrived, the Chair lays before the House, Substitute for H. B. 247, A bill to be entitled An Act to amend and re-enact Sections 34, 36, 38, and 41 of Chapter 148, Public Laws 1927, being the "Uniform Act regulating the operation of vehicles on the highways, so as to conform with Section 36 (e) of Chapter 136 Public Laws 1927, known as the "Bus Law", and to further amend said Chapter 148 of the Public Laws of 1927.

The question now recurs upon the adoption of the Substitute Bill.

The Substitute Bill is adopted.

Amendments are offered by Messrs. Halstead, Coffield, Ewbank, and Garibaldi; all of which are lost.

Amendments are offered by Messrs. Moss, Turner of Guilford, and Butler; all of which are adopted.

The question now recurs upon the passage of the Substitute Bill as amended, on its several readings.

As amended, the Substitute Bill passes its second and third readings, and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 185, Joint Resolution requesting Congress to pass an act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance of the ruling on palm oil.

H. B. 493, An Act to repeal Chapter One Hundred Fifty-eight, of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relating to the payment of premiums on official bonds of the Sheriffs of Anson County.

H. B. 645, An Act for the relief of land owners of the Town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commence action for local improvement assessments.

H. B. 661, An Act to regulate the fees for the service of civil and criminal process by the Sheriff, or other lawful officer within the County, and the Constables of the various Townships and the fees of the Justices of the Peace of Henderson County.

S. B. 181, An Act to provide for release of land upon payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

S. B. 235, An Act amending Chapter Two Hundred Thirty-two of the Private Laws of One Thousand Nine Hundred and Twenty-nine, relating to discounts and penalties on taxes levied by the City of Winston-Salem.

H. B. 427, An Act to amend Chapter Two Hundred Four Private Laws of One Thousand Nine Hundred Twenty-three, relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said District.

H. B. 730, An Act to divide the Board of County Commissioners of Pitt County into two classes.

S. B. 281, An Act to re-enact Chapter Seventeen, Private Laws of One Thousand Nine Hundred and Eleven, relating to the Charter of the Town of Marble, North Carolina, and to repeal Chapter Three Hundred and Thirty-five, Public-Local Laws of One Thousand Nine Hundred and Fifteen and Chapter One Hundred and Ninety-seven of Public-Local Laws of One Thousand Nine Hundred and Seventeen.

H. B. 423, An Act to amend Chapter Six Hundred and Ten, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to drainage districts in Hyde County.

H. B. 605, An Act to validate certain legal sales in Greene, Lenoir, and Mitchell Counties.

H. B. 154, An Act to amend Chapter Two Hundred and Twelve, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, authorizing the Board of Commissioners of the Town of Mocksville, in Davie County, to expend the funds derived from the sale of electric lighting and power system.

H. B. 599, "An Act to amend the Charter of the Town of Roanoke Rapids, in Halifax County."

On motion of Mr. Haynes of Surry, H. B. 727, A bill to be entitled An act to repeal Sections 2500 (a), 2500 (b), 2500 (c), 2500 (d) and 2500 (e) of Article 2 of the Consolidated Statutes, Volume 3, and Chapter 161, Public Laws 1929, relating to marriage, is taken from the Committee on Judiciary No. 1, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Hipps, H. B. 428, a bill to be entitled An act to amend Chapter 368 of the Public-Local Laws of 1911, and Chapter 203 of the Public-Local Laws of 1917, relating to the Police Court of the Town of Canton, Haywood County; is ordered recalled from the Senate.

On motion of Mr. Upchurch, the House adjourns, and will meet tomorrow at 10:30 o'clock A. M.

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## FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Saturday, March 7, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rabbi Arthur S. Montaz, of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to the Honorable Zebulon Weaver, Congressman from the Tenth District.

Leave of absence is granted to Messrs. White of Robeson, McBee, Leake and Norman.

## PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.



## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. McEachern, for the Committee on Pensions.

S. B. 24, A bill to be entitled An act to provide a closer check of the pension roll by the Register of Deeds and the Clerk of the Court in each county in the State.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 872, A bill to be entitled An act relating to commutations of sentence of prisoners in the State's prisons and in the County jails and County convict camps of the several Counties of the State.

And

S. B. 338, A bill to be entitled to amend Section 444 of the Consolidated Statutes of North Carolina relating to Statute of Limitation.

And

S. B. 127, A bill to be entitled An act to authorize declaratory judgments.

And

H. B. 891, A bill to be entitled An act requiring the owners of motor vehicles in Buncombe County to list and pay delinquent and ad valorem tax on motor vehicle prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

And

H. B. 871, A bill to be entitled An act to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.

And

H. B. 873, A bill to be entitled An act to amend Sections 4060, 4080, and 4087 of the Consolidated Statutes of North Carolina relating to warehouse receipts and the negotiability thereof.

And

H. B. 864, A bill to be entitled An act to cancel from the records in office of Register of Deeds a map of Harnett County.

With favorable reports.

And

H. B. 727, A bill to be entitled An act to repeal Sections 2500 (a), 2500 (b), 2500 (c), 2500 (d), and 2500 (e) of Article 2 of the Consolidated Statutes, Volume 3, and Chapter 161, Public Laws, 1929, relating to marriage.

Bill reported without prejudice.

And

H. B. 471, A bill to be entitled An act to amend Chapter 2, Section 28, Public Laws of 1921 to provide a uniform license fee for all passenger automobiles and certain trucks for private use.

Bill reported without prejudice.

And

Substitute for H. B. 491, A bill to be entitled An act to prohibit the sale of corn at night in less than fifty-bushel lots.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 875, A bill to be entitled An act to incorporate Red Oak Christian Church in Pitt County.

With an unfavorable report.

By Mr. Seawell, for the Committee on Propositions and Grievances.

S. B. 312, A bill to be entitled An act to authorize the Town of Tarboro to enlarge and extend its electric light facilities and furnish light beyond the corporate limits.

And

H. R. 393, A Joint Resolution for the investigation of the operation of the Atlantic and North Carolina Railroad and all of its property under the lease.

With favorable reports.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 884, A bill to be entitled An act to amend Chapter 487, Public-Local Laws, 1923, relating to Game Laws of Hyde County.

With a favorable report.

And

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws 1927, relative to the propagation of game in North Carolina.

And

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Law.

With favorable reports, as amended.

And

H. B. 847, A bill to be entitled An act to prohibit the sale of black bass.

With an unfavorable report.

By Mr. Jeffress, for the Committee on Reorganization of State Government.

S. B. 232, A bill to be entitled An act to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

With a favorable report, as amended.

And

S. B. 139, A bill to be entitled An act to establish a Commission on Personnel and to prescribe and define its duties and powers.

With an unfavorable report as to bill, favorable as to substitutes as amended.

By Mr. Harris, for the Committee on Appropriations.

H. B. 460, A bill to be entitled An act providing for a State institution for delinquent colored girls at Efland, Orange County.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 684, A bill to be entitled An act to authorize the consolidation of the Departments of Public Health, Public Welfare, Juvenile Welfare, Juvenile Courts, and the collection of taxes and revenues by the Board of County Commissioners of Guilford County, the Board of Education of Guilford County, the Governing Body of any City or Town located within Guilford County, the Board of Education of any such City or Town or any one or more of such Boards or Governing Bodies.

With an unfavorable report.

By Mr. Norman, for the Committee on Regulation of Public Service Corporations.



H. B. 653, A bill to be entitled An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City.

With a favorable report, as amended.

And

H. B. 652, A bill to be entitled An act to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

With an unfavorable report as to the bill, favorable as to substitute.

And

H. B. 654, A bill to be entitled An act to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Marshall: H. B. 917, A bill to be entitled An act to permit the Board of Commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery.

Referred to the Committee on Public Health.

By Messrs. Woodall and Fulghum: H. B. 918, A bill to be entitled An act to fix the salaries of the Sheriff of Johnston County.

Referred to the Committee on Salaries and Fees.

And

H. B. 919, A bill to be entitled An act to amend Section 2334 of Volume 3 of the Consolidated Statutes, relating to the Grand Jury of Johnston County.

Referred to the Committee on Judiciary No. 2.

By Mr. Howell: H. B. 920, A bill to be entitled An act giving to a lien on cattle for pasturage.

Referred to the Committee on Judiciary No. 2.

By Mr. Newman, by request: H. B. 921, A bill to be entitled An act for the relief of Dallas H. Upchurch.

Referred to the Committee on Claims.

By Mr. Young of Harnett: H. B. 922, A bill to be entitled An act to encourage the redemption of land sold for taxes in Harnett County and postpone the enforced collection of 1930 taxes in said County or any municipality of said County.

Referred to the Committee on Finance.

And

H. B. 923, A bill to be entitled An act validating indebtedness of the Town of Dunn.

Referred to the Committee on Finance.

By Mr. McEachern: H. B. 924, A bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

Referred to the Committee on Finance.

By Mr. Etheridge: H. B. 925, A bill to be entitled An act to provide for co-operation with the United States Bureau of Fisheries in fish cultural operations and scientific investigations in the waters of North Carolina.

Referred to the Committee on Commercial Fisheries.

By Mr. Turner of Iredell: H. B. 926, A bill to be entitled An act to repeal Chapter 200 Public Laws of 1929 and reinstate the Board of Agriculture with authority to prescribe charges and fees for inspection of weights and measures.

Referred to the Committee on Agriculture.

By Messrs. Moss and Woodard: H. B. 927, A bill to be entitled An act to provide for the appointment of the members of the Corporation Commission by the Governor and to prescribe their term of office.

Referred to the Committee on Reorganization of State Government.

By Mr. Moss: H. B. 928, A bill to be entitled An act to amend Section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the Clerk of the Superior Courts.

Referred to the Committee on Judiciary No. 1.

By Messrs. Moss and Cherry: H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to charge the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

Referred to the Committee on Judiciary No. 1.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 238, A bill to be entitled An act to repeal, amend and re-enact Chapter 136, Public Laws 1927, as amended by Chapters 58, 193, 216 and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.

And

H. B. 247, A bill to be entitled An act to amend and re-enact Sections 34, 36, 38 and 41 of Chapter 148, Public Laws 1927, being the "Uniform act regulating the operation of vehicles on the highways", so as to conform with Section 36 (e) of Chapter 136, Public Laws 1927, known as the "Bus Law" and to further amend said Chapter 148 of the Public Laws of 1927.

And

H. B. 811, A bill to be entitled An act to amend Chapter 252, Public-Local Laws of 1925, relating to commission allowed Sheriff of Avery County for collecting taxes.

And

H. B. 822, A bill to be entitled An act to repeal Chapter 511, Public-Local Laws of 1925, and all amendments thereto and all other acts imposing or authorizing any assessments or collection of any taxes for road maintenance in Anson County.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 391, A Resolution of respect in regard to the death of the Honorable Luther P. Tapp, Ex-Senator.

Passed its first reading.



Rules suspended.

Passes its second and third readings, and ordered Enrolled.

S. R. 384, Joint Resolution limiting the time for further introduction of bills.

On motion of Mr. Hood, the bill is placed on the Calendar.

S. B. 381, A bill to be entitled An act to authorize the Board of Commissioners of Harnett County to employ an assistant to the Auditor of said County and to provide for the employment of all other clerks necessary in the proper operation of the affairs of the said County.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 597, A bill to be entitled An act to amend Section Three Hundred, Four Hundred and One of the Code of One Thousand Nine Hundred and Twenty-seven, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 701, A bill to be entitled An act to provide for the election of a County Attorney of Madison County.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 702, A bill to be entitled An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 276, A bill to be entitled An act to amend Section 16 of Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify.

Referred to the Committee on Judiciary No. 1.

S. B. 299, A bill to be entitled An act to amend Section Two Thousand Three Hundred and six of the Consolidated Statutes, relating to the penalty of usury.

Referred to the Committee on Judiciary No. 2.

S. B. 302, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 321, A bill to be entitled An act to authorize Clerks of the Superior Courts to appoint successor trustees to insolvent Banks and Trust Companies.

Referred to the Committee on Judiciary No. 1.

S. B. 91, A bill to be entitled An act to amend Chapter Ninety-one of the Public Laws of One Thousand Nine Hundred and Twenty-seven, designated as "An act to provide improved methods of County Government", so as to provide increased duties and powers of the County Government Advisory Commission.

Referred to the Committee on Reorganization of State Government.

S. B. 141, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes captioned "re-opening judicial sales etc., on advanced bid."

Referred to the Committee on Judiciary No. 1.

S. B. 340, A bill to be entitled An act to create Raleigh Auditorium Building Commission.

Referred to the Committee on Judiciary No. 1.

S. B. 350, A bill to be entitled An act authorizing the Board of Commissioners of Columbus County to appoint rural policemen for said County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 353, A bill to be entitled An act creating five districts in Moore County for the selection of County Commissioners.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 358, A bill to be entitled An act to amend Chapter 426, Public-Local Laws of 1919, as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921, and Chapter 605 of Public-Local Laws of 1923, relating to certain duties of the Board of Health of New Hanover County.

Referred to the Committee on Public Health.

S. B. 116, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina, so as to establish fifty-five hours as a week's work in all factories and manufacturing establishments in the State.

Referred to the Committee on Judiciary No. 2.

S. B. 182, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina so as to permit newspaper carrier boys to be employed between the hours of 5 A. M. and 8 P. M.

Referred to the Committee on Public Welfare.

S. B. 255, A bill to be entitled An act to amend Section 3296 of the Consolidated Statutes of North Carolina relating to justices of peace.

Referred to the Committee on Justice of the Peace.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 791, A bill to be entitled An act creating a Racing Commission for the County of Buncombe and to amend Chapter 39 and Article 34 Sub-chapter 12 of Chapter 82 of the Consolidated Statutes of North Carolina insofar as same in conflict therewith.

On motion of Mr. Gay the bill is laid on the Table.

H. B. 887, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1929 relative to the duties of County officer of Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 888, A bill to be entitled An act to create a Board of Health for Madison County and name the members and provide their duties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 892, A bill to be entitled An act for the relief of Ex-Sheriff C. E. Moxley of Yadkin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 880, A bill to be entitled An act to repeal Chapter 254 of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, reducing the number of Commissioners for Bladen County to three and providing for their election.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 882, A bill to be entitled An act requiring each Treasurer in each Special Chartered School District in Caswell County to publish receipts and disbursements.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 885, A bill to be entitled An act to confer upon the firemen of the Towns of Washington County the right to police and preserve order at fires.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 634, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, changing the number of wards in the Town of Sanford and changing the number of Aldermen and changing the method of sidewalk construction and providing notice of candidates for Aldermen and Mayor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 715, A bill to be entitled An act to amend Chapter 175 of the Private Laws of 1852, as amended by Chapter 223 of the Private Laws of 1901, of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 836, A bill to be entitled An act to increase the bond of the Clerk of the Recorder's Court of Durham County to prescribe expenditures for Clerk hire in said Court and to increase the jury fees in said Court.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 839, A bill to be entitled An act to place Cedar Island Township, Carteret County, under the provision of the State-wide Stock Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 850, A bill to be entitled An act to prohibit stock and cattle from running at large in the Village of Portsmouth, Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 877, A bill to be entitled An act to amend Chapter 11 of the Public-Local Laws of 1927, being An act creating 4 districts in Craven County for the election of County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 575, A bill to be entitled An act to prohibit non-resident commercial fishing with nets, trawls and seines or gathering of clams or oysters for commercial purposes within three nautical miles of the shores of Pender, Onslow, and New Hanover Counties without first obtaining a license.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 606, A bill to be entitled An act to amend Chapter 342 of the Private Laws of 1907, as amended by Chapter 155, Private Laws 1919 as amended by Chapter 78, Private Laws of 1923, as amended by Chapter 142, Private Laws 1929, relating to the election of members of the School Board of the City of Charlotte.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 617, A bill to be entitled An act to authorize the City of Durham, Durham County, to remove certain graves in colored cemetery.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 258, A bill to be entitled An act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction.

For concurrence in the Senate Amendments.

The House concurs in the Senate Amendments, and the bill is ordered Enrolled.

H. B. 218, A bill to be entitled An act relating to evidence in civil actions arising out of motor vehicle accidents.

For concurrence in the Senate Amendment.

House concurs in the Senate Amendment, and the bill is ordered Enrolled.

S. B. 142, A bill to be entitled An act to permit the Board of Commissioners of Jackson County to hypothecate certificates of sales held by the County and to delay foreclosure proceeding thereupon.

On motion of Mr. Cox of Jackson the bill is recalled from the Finance Committee, and placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

H. B. 623, A bill to be entitled An act to amend Chapter 22 of the Private Laws of Extra Session of 1924 to regulate boxing in High Point.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 854, A bill to be entitled An act defining criminal syndicalism and sabotage and providing punishment therefor.

On motion of Mr. Howell the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 631, a bill to be entitled An act with reference to shipping rabbits in Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 257, A bill to be entitled An act to require the Clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 269, A bill to be entitled An act to prohibit throwing laps of trees in the streams of Avery and Watauga Counties.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 361, A bill to be entitled An act to promote economy and efficiency in the operation of the Public High Schools of the State of North Carolina by providing for a uniform adoption of High School textbooks.



As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 863, A bill to be entitled An act to amend Chapter 253 Private Laws, 1903, relating to the Charter of the Town of Buies Creek.

As amended, passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

H. B. 859, A bill to be entitled An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

H. B. 886, A bill to be entitled An act to repeal Chapter 279, Private Laws of 1907, incorporating the Town of Cherry in Washington County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

S. B. 298, A bill to be entitled An act authorizing the Board of County Commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

H. B. 762, A bill to be entitled An act to establish a Police Commission for the City of Elizabeth City.

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

H. B. 827, A bill to be entitled An act relating to street improvement bonds and notes of the City of High Point.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.



H. B. 852, A bill to be entitled An act to amend Chapter 62 of the Private Laws of 1929 entitled "An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Loven, Lumpkin, Lyon, Mebane, Moss, McEachern, McRae, Neal, Newman, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—76.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 314, An act authorizing the setting aside of a certain portion of the Town Commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.

S. B. 319, An act to amend Chapter One Hundred Sixty-eight, Private Laws of One Thousand Nine Hundred Twenty-nine, relating to elections in the Town of Angier.

S. B. 223, An act to amend Chapter Two Hundred and Eight of the Private Laws of One Thousand Nine Hundred and Twenty-seven relating to the salary of the Mayor of the Town of Warsaw in Duplin County.

H. B. 733, An act to amend Chapter Three Hundred and Eleven of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine relative to making tax books for Caswell County.

H. B. 721, An act to amend Chapter Two Hundred and Fourteen, Public-Local Laws, Nineteen Hundred and Twenty-five relating to Haywood County.

H. B. 795, An act to provide for the appointment of one special Deputy for Green Hope School District, White Oak Township, Wake County.

H. B. 726, An act to prevent the erection of a Town Hall in the Town of Lexington without a vote of the people.

H. B. 682, An act to submit to the voters of Hyde County at the next election the question of abolishing the office of County Treasurer.

H. B. 457, An act to amend the Charter of Beaufort, North Carolina.

H. B. 655, An act to permit boxing matches in Carteret County.

H. B. 334, An act to amend Section One Thousand Four Hundred and Forty-three of Volume Three of the Consolidated Statutes of North Carolina, relating to the Courts of Avery County.

H. B. 747, An act repealing Chapter Three Hundred and Two of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, and re-enacting Chapter Six Hundred and Fifteen of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven.

H. B. 366, An act to make recitals in certain instruments *prima facie* evidence of heirship in Graham County.

H. B. 700, An act to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.

H. B. 593, An act repealing Chapter One Hundred Four of the Public Laws One Thousand Nine Hundred and Twenty-seven, regulating fixing Calendars for Civil Terms of Superior Court in Guilford County.

H. B. 573, An act to fix the salary of the Judge of the Recorder's Court of Tyrrell County and provide funds to meet said salary.

H. B. 725, An act to prevent the erection of a new Court House in Davidson County without a vote of the people.

H. B. 704, An act to authorize the Board of Commissioners of Gaston County to fix the number of Tax Collectors in said County.

H. B. 709, An act to regulate the rights of the County of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank and Trust Company.

H. B. 583, An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, reducing the number of Terms of the Superior Courts of Lee County and solely relating to said County.

H. B. 752, An act to amend House Bill Two Hundred Seventy-one, ratified February Twelfth, One Thousand Nine Hundred Thirty-one, being "An act to repeal Chapter Three Hundred Twenty-one of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, relating to a budget System."

H. B. 637, An act to amend Chapter One Hundred and Ninety-six, Public Laws of One Thousand Nine Hundred and Thirteen and Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes relating to the time of holding certain courts in Chowan and Beaufort Counties.

H. B. 592, An act to repeal Chapter Twenty-four of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to the office of Tax Collector of Johnston County.

H. B. 753, An act to improve the sanitary conditions and management of the County Home of Madison County.

H. B. 720, An act to amend the Charter of the Town of Nashville.

H. B. 386, An act to create a Jury Commission for the County of Yancey.

On motion of Mr. Upchurch, the House adjourns and will meet Monday at 12 o'clock noon.

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### FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES,

Monday, March 9, 1931.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. L. Peacock, President of the Shaw University of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.



The courtesies of the floor are extended to Mr. W. E. Price of Mecklenburg County, former member of the House.

#### PETITIONS AND MEMORIALS

Petitions and Memorials are presented by several members and referred to the Committee on Finance.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mrs. Mebane, for the Committee on Public Welfare:

S. B. 182, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina so as to permit newspaper carrier boys to be employed between the hours of 5:00 A. M. and 8:00 P. M.

With a favorable report.

By Mr. Uzzell, for the Committee on Claims: H. B. 830, A bill to be entitled An act for the relief of John Woody Floyd of Northampton County.

With a favorable report.

And

S. B. 253, A bill to be entitled An act for relief of the Treasurer and Sheriff and other officials of Wilkes County.

The Committee recommends that the bill be recommitted to the Committee on Finance. It is so ordered.

#### ENGROSSED BILLS

Mr. Bruton, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 361, A bill to be entitled An act to promote economy and efficiency in the operation of the Public High Schools of the State of North Carolina by providing for a uniform adoption of high school text-books.

H. B. 762, A bill to be entitled An act to establish a Police Commission for the City of Elizabeth City.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Waynick and Mr. Turner of Guilford: H. B. 930, A bill to be entitled An act relating to special assessments levied by the City of High Point.

Referred to the Committee on Finance.

By Mr. Ewbank: H. B. 931, A bill to be entitled An act fixing the term of office of the Recorder and the Solicitor of the Recorder's Court of Henderson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Hipps, by request: H. B. 932, A bill to be entitled An act relating to tax foreclosure suits in Haywood County.

Referred to the Committee on Judiciary No. 1.

By Mr. Helms: H. B. 933, A bill to be entitled An act to amend H. B. 454 of the Session of One Thousand Nine Hundred Thirty-one, clarifying provisions for salary of the office clerk of the sheriff and providing for appointment of purchasing agent in the discretion of the County Commissioners.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Coffield: H. B. 934, A bill to be entitled An act authorizing the collection of back taxes in Rutherford County, North Carolina.

Referred to the Committee on Finance.

By Mr. Long of Halifax, by request: H. B. 935, A bill to be entitled An act relating to payment of physicians' bills out of and by the estate of decedent.

Referred to the Committee on Judiciary No. 1.

By Mr. Pinnix: H. B. 936, A bill to be entitled An act to amend Chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the Town of Jonesville, Yadkin County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 937, A bill to be entitled An act to amend Chapter 111, Private Laws of 1921, relating to holding elections in the Town of Jonesville, Yadkin County.

Referred to the Committee on Election Laws.

By Messrs. Jeffress, Turner of Guilford and Waynick: H. B. 938, A bill to be entitled An act to amend Section 1260 of the Consolidated Statutes so as to include "Guilford" in the list of counties in which witnesses before the Grand Jury shall receive one-half fees where "not a true bill" has been found.

Referred to the Committee on Judiciary No. 2.

By Mr. Neal: H. B. 939, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until the year 1933.

Referred to the Committee on Finance.

By Mr. Scarborough: H. B. 940, A bill to be entitled An act to regulate the election of the commissioners for the County of Richmond.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Cherry: H. B. 941, A bill to be entitled An act to amend the Charter of the Town of Bessemer City and to prescribe the jurisdiction and proceedings of the Recorder's Court.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Howell: H. B. 942, A bill to be entitled An act to authorize the Commissioners of Revenue to refund \$900.00 and interest account of truck license.

Referred to the Committee on Finance.

By Messrs. Turner of Guilford, Moss, Ervin, Johnson of Halifax, and Hanes of Forsyth:

H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same known as "The Workmen's Compensation Act".

Referred to the Committee on Insurance.

By Mr. White of Robeson: H. B. 944, A bill to be entitled An act to provide for the election of a cotton weigher and grader for the Town of St. Pauls, Robeson County.

Referred to the Committee on Agriculture.



By Messrs. Moss, Jeffress, Neal and Upchurch:

H. B. 945, A bill to be entitled An act to amend Chapter 92, Consolidated Statutes, relating to pension rolls of Confederate Veterans and their widows, and requiring that said pension rolls be checked against vital statistic records.

Referred to the Committee on Pensions.

By Mr. Cox of Jackson: H. B. 946, A bill to be entitled An act to provide for the construction of fishways in dams or other obstructions placed in or across rivers or streams in North Carolina or between North Carolina and other States.

Referred to the Committee on Propositions and Grievances.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 591, A bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of the Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.

Placed on the Calendar for concurrence in the Senate Amendment.

S. B. 388, A bill to be entitled An act to amend Chapter 57, Private Laws of 1919, relating to the corporate limits of the Town of Waxhaw in Union County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 390, A bill to be entitled An act to authorize the County Commissioners of Harnett County to advance to the Sheriff of Harnett County his fees in connection with the service of process in all tax foreclosure suits brought by said County.

Referred to the Committee on Finance.

S. B. 392, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Johnson County.

Referred to the Committee on Courts and Judicial Districts.

H. B. 462, A bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any County by Photography.

For concurrence in the Senate Amendment.

On motion of Mr. Jeffress, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

S. B. 149, A bill to be entitled An act to amend Chapter Two Hundred Twenty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney of the Recorder's Court of Elkin, Surry County, and increasing the territorial jurisdiction of said Court.

Referred to the Committee on Courts and Judicial Districts.

S. B. 93, A bill to be entitled An act to amend Chapter 201 of the Public Laws of 1929, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns, and special charter districts.

Referred to the Committee on Counties, Cities and Towns.

S. B. 146, A bill to be entitled An act to fix the settlement of paupers coming into the State of North Carolina from other states.

Referred to the Committee on Judiciary No. 2.

S. B. 244, A bill to be entitled An act to amend Section 4201 of the Consolidated Statutes "entitled punishment for manslaughter".

Referred to the Committee on Judiciary No. 2.

S. R. 283, A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State School for the Deaf at Morganton.

Referred to the Committee on Appropriations.

S. B. 285, A bill to be entitled An act to amend Section 1 of Chapter Seventy-seven of the Public Laws of 1925 in regard to charges to be made against corporations merging under the provisions of the laws of the State of North Carolina.

Referred to the Committee on Corporations.

S. B. 323, A bill to be entitled An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe County to appoint a Board of Trustees for said District.

Referred to the Committee on Counties, Cities and Towns.

S. B. 364, A bill to be entitled An act authorizing the Statesville Graded School District in Iredell County to issue at any time in the near future the remaining bonds of a total of three hundred and fifty thousand dollars of school building bonds authorized pursuant to an election held on the twenty-second day of May, 1928.

Referred to the Committee on Finance.

S. B. 387, A bill to be entitled An act to amend H. B. 378, ratified March 3, 1931, the same being a bill to be entitled "An act to authorize the establishment of Municipal Recorder's Court in Moore County.

Referred to the Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 393, Joint Resolution for the investigation of the operation of the Atlantic and North Carolina Railroad and all of its property under the lease.

On motion of Mr. Hamilton further consideration of this resolution is postponed indefinitely.

H. B. 504, A bill to be entitled An act to amend Section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain Acts defined herein.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

S. B. 312, A bill to be entitled An act to authorize the Town of Tarboro to enlarge and extend its electric light facilities and furnish light beyond the corporate limits.

Passes its second and third readings, and is ordered Enrolled.



H. B. 597, A bill to be entitled An act to amend Section Three Thousand Four Hundred and One of the Code of One Thousand Nine Hundred and Twenty-seven, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.

House concurs in Senate Amendment and the bill is ordered Enrolled.

Substitute for H. B. 652, A bill to be entitled An act to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 627, A bill to be entitled An act to amend Chapter 289 of the Public-Local Laws of 1919, designated as "An act to provide for the nomination and election of County Commissioners of Robeson County."

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 783, A bill to be entitled An act to amend Chapter 231 of the Private Laws of 1927 of North Carolina, relative to elections in the City of Salisbury and defining certain rights and duties of the City Council.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 855, A bill to be entitled An act to abolish the office of Auditor of Cumberland County and to authorize the Board of Commissioners to appoint a County Accountant or impose the duties of County Accountant upon the County Treasurer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 864, A bill to be entitled An act to cancel from the records in office of Register of Deeds, a map in Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 884, A bill to be entitled An act to amend Chapter 487, Public-Local Laws, 1923, relating to the Game Law of Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 891, A bill to be entitled An act requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicles prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 701, A bill to be entitled An act to provide for the election of a County Attorney of Madison County.

For concurrence in the Senate Amendment.

House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 702, A bill to be entitled An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

For concurrence in the Senate Amendment.

House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 727, A bill to be entitled An act to repeal Sections 2500 (a), 2500 (b), 2500 (c), 2500 (d), and 2500 (e) of Article 2 of the Consolidated Statutes Volume 3, and Chapter 161, Public Laws 1929, relating to marriage.

On motion of Mr. Edwards further consideration of this bill is postponed indefinitely.

H. B. 653, A bill to be entitled An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such Company's pier at Morehead City.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 692, A bill to be entitled An act to prohibit the sale of hypnotic drugs in North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 695, A bill to be entitled An act to amend Chapter 201 Public Laws of 1921, prescribing the duties of tax listers and other county officers for securing a more perfect listing of agricultural statistics.

Amendments are offered by several members and adopted, and on motion of Mr. Hood the bill and all Amendments are recommitted to the Committee on Judiciary No. 2.

H. B. 859, A bill to be entitled An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Gwaltney, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, Long of Alamance, Long of Halifax, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Upchurch, Willis, White of Robeson, Whitley, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

S. B. 271, A bill to be entitled An act to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.

Passes its third reading by the following vote and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Gwaltney, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, Long of Alamance, Long of Halifax, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDev-



itt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Upchurch, Willis, White of Robeson, Whitley, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

H. B. 863, A bill to be entitled An act to amend Chapter 253 Private Laws, 1903, relating to the Charter of the Town of Buies Creek.

As amended, passes its third reading by the following vote and ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbanks, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Gwaltney, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, Long of Alamance, Long of Halifax, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Upchurch, Willis, White of Robeson, Whitley, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

H. B. 886, A bill to be entitled An act to repeal Chapter 279, Private Laws of 1907, incorporating the Town of Cherry in Washington County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbanks, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Gwaltney, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, Long of Alamance, Long of Halifax, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Upchurch, Willis, White of Robeson, Whitley, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

S. B. 298, A bill to be entitled An act authorizing the Board of County Commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive, and Goldsboro Special Charter School Districts.

Passes its third reading by the following vote and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Black, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ewbanks, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Gwaltney, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Killian, Leake, Long of Alamance, Long of Halifax, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDev-

itt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Upchurch, Willis, White of Robeson, Whitley, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 288, An act to amend Section Five of Chapter Six Hundred and Two of the Public-Local Laws of One Thousand Nine Hundred Thirteen relating to the salary of the Judge of the Recorder's Court for Harnett County.

H. B. 735, An act to amend Chapter One Hundred Ninety of the Private Laws of North Carolina, Session One Thousand Nine Hundred Twenty-three, relating to the Charter of the Town of Robbinsville, in Graham County.

H. B. 332, An act to regulate game blinds and water fowl hunting in Carteret County.

H. B. 748, An act authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.

H. B. 218, An act relating to evidence in civil actions arising out of motor vehicle accidents.

H. B. 658, An act to amend Chapter Thirty-seven of the Private Laws of One Thousand Nine Hundred Twenty-three, being the Charter of the City of Greensboro.

S. B. 257, An act to require the Clerk of the Superior Court of Caswell County and Surry County to record in the entirety all special proceedings in said County.

H. B. 728, An act to amend Chapter Eighty-five, Private Laws of Nineteen Hundred and Twenty-seven, relative to the Charter of the Town of Pilot Mountain, and to repeal Chapter Forty-four, Private Laws of Nineteen Hundred and Twenty-nine.

H. B. 755, An act to protect the forests and game of Madison County.

H. B. 773, An act to validate the acts of J. H. Yelton, Notary Public of Henderson County.

H. B. 234, An act to amend Chapter Seventy-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, pertaining to special sinking fund of Henderson County provided for thereunder.

H. B. 751, An act to amend Chapter Six Hundred and Ten, Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relating to fees in criminal cases in the Recorder's Court of Franklin County.

H. B. 589, An act to amend Chapter Ninety-one, Private Laws, One Thousand Nine Hundred and Twenty-seven, so as to contract the limits of the Town of Brevard.

H. R. 916, A Resolution to authorize and direct the Secretary of State to have printed and distributed, copies of the Act known as the Local Government Act.

S. R. 391, A Resolution of respect in regard to the death of the Honorable Luther P. Tapp, Senator.



H. B. 258, An act to authorize boards of commissioners to establish county courts with criminal jurisdiction.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 11 o'clock A. M.

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### FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, March 10, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. White of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. J. V. Turlington of Iredell County, and G. W. Flynt of Forsyth County, former members of the House.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 919, A bill to be entitled An act to amend Section 2334 of Volume 3 of the Consolidated Statutes relating to the Grand Jury in Johnston County.

And

H. B. 920, A bill to be entitled An act giving to a lien on cattle for pasturage.

And

H. B. 938, A bill to be entitled An act to amend Section 1260 of the Consolidated Statutes so as to include "Guilford" in the list of counties in which witnesses before the Grand Jury shall receive one-half fees where "Not a True Bill" has been found.

With favorable reports.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 931, A bill to be entitled An act fixing the term of office of the Recorder and the Solicitor of the Recorder's Court of Henderson County.

And

H. B. 895, A bill to be entitled An act to amend Section 1443, Volume Three of the Consolidated Statutes, providing an extra Term of Court for Cleveland County.

And

S. B. 247, A bill to be entitled An act providing for the election of the Recorder, Vice-Recorder, Clerk and Prosecuting Officer for the Recorder's

Court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said Court and providing for the holding of an election.

And

S. B. 387, A bill to be entitled An act to amend House Bill Number 378, ratified March 3, 1931, the same being a bill entitled "An act to authorize the establishment of Municipal Recorder's Courts in Moore County."

And

H. B. 903, A bill to be entitled An act to amend Section 2334, Volume III, Consolidated Statutes, so as to provide six months Grand Jury service in Henderson County.

And

S. B. 392, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Johnston County.

With favorable reports.

And

H. B. 790, A bill to be entitled An act to amend Chapter 242 of the Public Laws of 1925, and Chapter 250 of the Public Laws of 1925 relating to procedure, process and costs in the General County Courts of the State.

And

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

And

H. B. 789, A bill to be entitled An act amending Chapter 85 of the Public Laws of Extra Session of 1924, relating to costs in civil actions in the General County Courts of the State.

With unfavorable reports as to bill, favorable as to substitute.

By Mr. Jeffress, for the Committee on Reorganization of State Government.

Substitute for S. B. 91, A bill to be entitled An act to amend Chapter Ninety-one of the Public Laws of 1927 designated as "An act to provide improved methods of County Government", so as to provide increased duties and powers of the County Government Advisory Commission.

With a favorable report.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

H. B. 796, A bill to be entitled An act to amend Section 5177, Consolidated Statutes of North Carolina, Volume II, relating to different classes of shares and guaranteed dividends in building and loan associations.

And

S. B. 248, A bill to be entitled An act determining rights of creditors and beneficiaries under policies of life insurance.

And

S. R. 211, A Joint Resolution to require the Industrial Commission and the Insurance Commissioner of this State to make certain reports relative to their offices to the members of the General Assembly as required by law.

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 896, A bill to be entitled An act to amend Chapter Eleven, Private Laws of One Thousand Nine Hundred and Twenty-nine, contracting the limits of the Town of Winfall, Perquimans County.



And

H. B. 898, A bill to be entitled An act to amend Chapter 226, Private Laws 1927, and Chapter 15 Private Laws 1923, relating to Charter of the City of Elizabeth City.

And

H. B. 906, A bill to be entitled An act to provide for a Tax Collector for Pitt County and to authorize the County Commissioners of said County to fix the salary of said Tax Collector.

And

H. B. 911, A bill to be entitled An act for the relief of the Clerk of the Superior Court and Register of Deeds of Carteret County.

And

H. B. 933, A bill to be entitled An act to amend House Bill number 454 of the Session of One Thousand Nine Hundred Thirty-one, clarifying provisions for salary of the Office Clerk of the Sheriff and providing for appointment of purchasing agent in the discretion of the County Commissioner.

And

H. B. 936, A bill to be entitled An act to amend Chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the Town of Jonesville, Yadkin County.

And

H. B. 940, A bill to be entitled An act to regulate the election of the Commissioners for the County of Richmond.

And

H. B. 941, A bill to be entitled An act to amend the Charter of the Town of Bessemer City and to prescribe the jurisdiction and proceedings of the Recorder's Court.

And

Substitute for S. B. 93, A bill to be entitled An act to amend Chapter Two Hundred and One of the Public Laws of One Thousand Nine Hundred and Twenty-nine, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns, and special charter districts.

And

S.B. 323, A bill to be entitled An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe County to appoint a Board of Trustees for said District.

With favorable reports.

And

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement, against property abutting directly on the work, other than property belonging to railroads.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. Black, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed

bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 504, A bill to be entitled An act to amend Section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain Acts defined herein.

H. B. 653, A bill to be entitled An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such Company's pier at Morehead City.

H. B. 692, A bill to be entitled An act to prohibit the sale of hypnotic drugs in North Carolina.

H. B. 863, A bill to be entitled An act to amend Chapter 253 Private Laws, 1903, relating to the Charter of the Town of Buie's Creek.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cloud: H. R. 947, Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in contested election for a seat in the General Assembly.

Referred to the Committee on Expenditures of the House.

By Mr. Tatem: H. B. 948, A bill to be entitled An act to enable the Board of Commissioners of Tyrrell County to transfer certain funds to the General County Funds.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Connor: H. B. 949, A bill to be entitled An act to amend Chapter 148, Section 17 Public Laws of 1927 to provide for mechanical or electrical signal devices in addition to the hand signals.

Referred to the Committee on Public Roads.

And

H. B. 950, A bill to be entitled An act to make the Motor Vehicle Laws of North Carolina conform with the Uniform Act regulating traffic on highways as adopted by the National Conference on Street and Highway Safety.

Referred to the Committee on Public Roads.

By Mr. Gatling: H. B. 951, A bill to be entitled An act to confer civil jurisdiction upon the County Court of Gates County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Spence: H. B. 952, A bill to be entitled An act to correct a typographical error in Chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County and relating to Moore County only.

Referred to the Committee on Salaries and Fees.

By Mr. Johnson of Halifax: H. B. 953, A bill to be entitled An act to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said County.

Referred to the Committee on Finance.

By Messrs. Howell and Reed: H. B. 954, A bill to be entitled An act to exempt from taxation certain charitable hospitals in the City of Asheville and the County of Buncombe.

Referred to the Committee on Finance.



And

H. B. 955, A bill to be entitled An act to authorize the Governing Bodies of Buncombe County and the City of Asheville by written agreement to provide for the carrying on of certain administration functions of Buncombe County and the City of Asheville, jointly or at joint expense.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 956, A bill to be entitled An act to amend Chapter 34 Private Laws of 1909, same being An act authorizing the City of Asheville to appropriate funds from general taxes for the advancement and development of the City.

Referred to the Committee on Finance.

By Mr. Graham: H. B. 957, A bill to be entitled An act to amend Chapter Sixty-one, Public Laws 1921, and to amend Section Five Thousand Eight Hundred Fifty-three of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

Referred to the Committee on Education.

By Mr. McEachern: H. B. 958, A bill to be entitled An act to amend Section 4281 of the Consolidated Statutes relating to fraudulent disposal of crops.

Referred to the Committee on Judiciary No. 2.

By Mr. Allen: H. B. 959, A bill to be entitled An act to amend Chapter 375, Public-Local Laws of 1925, relating to importation of hogs into Granville County.

Referred to the Committee on Agriculture.

By Mr. Cloud: H. B. 960, A bill to be entitled An act to allow the County Commissioners and the Board of Education of Polk County to aid in reopening the Polk County Bank and Trust Company.

Referred to the Committee on Banks and Banking.

By Mr. Sigmon: H. B. 961, A bill to be entitled An act to amend Chapter 27, Article 19, Section 1579, of the Consolidated Statutes of North Carolina pertaining to courts.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Howell and Reed, by request: H. B. 962, A bill to be entitled An act permitting a transfer of any tax claim held by the State of North Carolina, or any County, municipality, or Taxing District thereof, and directing the issuing of a certificate evidencing such a transfer, and giving to the owner or holder of such certificate the same priority of lien and remedies for enforcing said tax claim as where held by the State of North Carolina or any County, municipality, or Taxing District thereof prior to said transfer.

Referred to the Committee on Finance.

By Mr. Leake: H. B. 963, A bill to be entitled An act to provide for suspending the time limit for filing claim of Stokes County for gasoline tax refund under Chapter 93, Public Laws 1927.

Referred to the Committee on Public Roads.

By Mr. Seawell, by request: H. B. 964, A bill to be entitled An act to authorize the Commissioners of Lee County, in their discretion to abolish the County Recorder's Court.

Referred to the Committee on Courts and Judicial Districts.

By Mr. McDevitt: H. B. 965, A bill to be entitled An act to establish a Recorder's Court for Madison County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Hamilton: H. B. 966, A bill to be entitled An act to protect the citizens of North Carolina in the use and enjoyment of certain public waters in Carteret County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 967, A bill to be entitled An act for the relief of the Constable of Harkers Island Township.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Huffman: H. B. 968, A bill to be entitled An act to amend Section 196 of the Consolidated Statutes regulating admission to the practice of the law.

Referred to the Committee on Judiciary No. 1.

By Mr. Loven: H. B. 969, A bill to be entitled An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Cox of Jackson: H. B. 970, A bill to be entitled An act regulating the fees of the Sheriff of Jackson County.

Referred to the Committee on Salaries and Fees.

And

H. B. 971, A bill to be entitled An act relating to the fees, commissions and emoluments of the Sheriff of Jackson County.

Referred to the Committee on Salaries and Fees.

By Mr. Ewing, by request: H. B. 972, A bill to be entitled An act to create a Peace Officers' Relief Fund for the City of Fayetteville and County of Cumberland.

Referred to the Committee on Judiciary No. 1.

By Mr. Davis of Hyde: H. B. 973, A bill to be entitled An act regulating the salary of the County Accountant of Hyde County.

Referred to the Committee on Salaries and Fees.

By Mr. White of Robeson: H. B. 974, A bill to be entitled An act to amend Chapter 238 Public Laws of 1929, relating to the appointment of Trustees for the Cherokee Indian Normal School at Pembroke.

Referred to the Committee on Education.

By Mr. Upchurch: H. B. 975, A bill to be entitled An act relating to the right to perform an autopsy upon the human body.

Referred to the Committee on Public Health.

By Mr. Upchurch, by request: H. B. 976, A bill to be entitled An act to levy a tax for State purposes on any mortgages, deeds of trust or other instrument in the nature of a pledge, mortgage or conveyance in trust of any real or personal property situated in the State of North Carolina.

Referred to the Committee on Finance.

By Mr. Norman: H. B. 977, A bill to be entitled An act for the relief of J. K. Reid, Sheriff of Washington County, and for the relief of Leon S. Brey, former Treasurer of Washington County.

Referred to the Committee on Finance.

By Mr. Bruton: H. B. 978, A bill to be entitled An act validating indebtedness of the Town of Troy.

Referred to the Committee on Finance.



By Mr. Gwyn: H. B. 979, A bill to be entitled An act to amend Chapter 247, Private Laws of 1923, relating to Granite Falls Graded School District.

Referred to the Committee on Education.

By Messrs. Howell and Reed: H. B. 980, A bill to be entitled An act to permit the reduction of expenses and taxes in the City of Asheville.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Gill, Newman, and Cherry: H. R. 981, A Joint Resolution authorizing the appointment of a Joint Legislative Committee to study the laws of North Carolina concerning property and inheritance rights of husband and wife.

Referred to the Committee on Judiciary No. 1.

By Mr. Crudup: H. B. 982, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Vance County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 983, A bill to be entitled An act to amend Sections 4480 and 4481 of Volume Three of the Consolidated Statutes, relating to landlord and tenant, making the same applicable to Vance County.

Referred to the Committee on Judiciary No. 2.

By Mr. Lumpkin, by request: H. B. 984, A bill to be entitled An act incorporating the State Association of County Boards of Education.

Referred to the Committee on Education.

By Mr. Waynick: H. B. 985, A bill to be entitled An act to amend Section Five Thousand and Thirty-four of the Consolidated Statutes of North Carolina, as amended by Chapter Seventy-four, Public Laws, Extra Session of One Thousand Nine Hundred and Twenty-four, relating to age certificates of children under sixteen years of age.

Referred to the Committee on Judiciary No. 1.

By Messrs. Jeffress, Newman, and McRae: H. B. 986, A bill to be entitled An act to amend Section 5416 of Volume Three of the Consolidated Statutes of North Carolina and index, relative to vacancies in the office of County Board of Education.

Referred to the Committee on Education.

By Mr. Hood: H. R. 987, A bill to be entitled A Joint Resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

Referred to the Committee on Expenditure of the House.

By Messrs. McRae, Garibaldi, and Readling: H. B. 988, A bill to be entitled An act to repeal Chapter 436, Public-Local Laws 1927, creating a Tax Commission for Mecklenburg County and to authorize the Board of Commissioners of Mecklenburg County to employ an all time Tax Supervisor, and to authorize said Board of Commissioners to adopt a system for the permanent listing of real estate and taxation.

Referred to the Committee on Judiciary No. 2.

And

H. B. 989, A bill to be entitled An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

Referred to the Committee on Judiciary No. 2.

By Mr. Reading, by request: H. B. 990, A bill to be entitled An act to provide for the retirement of State employees and to create a pension for such retired State employees.

Referred to the Committee on Pensions.

By Messrs. Leake and Marshall: H. B. 991, A bill to be entitled An act to annex Stokes County, North Carolina, to Forsyth County, North Carolina, and to merge same into one county unit to be known as Forsyth County, North Carolina.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Connor: H. B. 992, A bill to be entitled An act relative to assessments on property in Wilson County for taxation.

Referred to the Committee on Finance.

By Mr. Harris: H. B. 993, A bill to be entitled An act to regulate the salary of the Sheriff of Person County.

Referred to the Committee on Salaries and Fees.

By Mr. Brooks: H. B. 994, A bill to be entitled An act to amend Section 6465 of the Consolidated Statutes pertaining to notice of non-payment of insurance premium before forfeiture.

Referred to the Committee on Insurance.

And

H. B. 995, A bill to be entitled An act validating notes issued by Durham County.

Referred to the Committee on Finance.

And

H. B. 996, A bill to be entitled An act to authorize Durham County to issue bonds and notes.

Referred to the Committee on Finance.

By Mr. Ewing: H. B. 997, A bill to be entitled An act to empower the Board of Aldermen of the City of Fayetteville, to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Gay: H. B. 998, A bill to be entitled An act to amend Chapter 73 of Public-Local Laws of 1915, in reference to abolishing the office of County Treasurer of Northampton County.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 333, A bill to be entitled An act to enable any two or more counties to establish a district hospital home in lieu of separate county homes.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 344, A bill to be entitled An act to validate bonds issued by the Town of Ellerbe and to provide for the payment thereof.

Referred to the Committee on Finance.

S. B. 378, A bill to be entitled An act to amend Chapter 224, Private Laws 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the City of Lenoir.

Referred to the Committee on Counties, Cities, and Towns.



S. B. 404, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina and Chapters 161 and 212, Public Laws of Session 1927, relating to Terms of Court in Harnett County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 202, A bill to be entitled An act to reappropriate and reallocate certain unallotted balances of the permanent appropriations made to the States Prison under Chapter 152 Public Laws of 1927.

On motion of Mr. Harris, the bill is placed on the Calendar.

S. B. 227, A bill to be entitled An act relating to the sale of land for taxes.

Referred to the Committee on Finance.

S. B. 236, A bill to be entitled An act to amend Section 2144 and to repeal 2145 and 2146 of the Consolidated Statutes.

Referred to the Committee on Judiciary No. 1.

S. B. 232, A bill to be entitled An act to enable any two or more counties to establish a district prison farm in lieu of separate jails.

Referred to the Committee on Penal Institutions.

H. B. 353, A bill to be entitled An act to repeal Chapter 153 of the Public Laws of 1929, and to amend Section 1443 of Volume 3, of the Consolidated Statutes relating to Courts of Pitt County.

For concurrence in the Senate Amendment.

On motion of Mr. Holmes, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 574, A bill to be entitled An act to amend Section 1443 of Volume 3, of the Consolidated Statutes as amended by Chapter 123 of the Public Laws of 1927, relating to Terms of Court of Tyrrell County.

For concurrence in the Senate Amendment.

On motion of Mr. Tatem, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute Bill for H. B. 93, A bill to be entitled An act to amend Section 6054, Article 17, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the State Primary Law, for the purpose of nominating candidates, for each and every political party for the several County offices in Davie and Mitchell Counties.

For concurrence in the Senate Substitute.

Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 471, A bill to be entitled An act to amend Chapter 2, Section 28, Public Laws of 1921 to provide a uniform license fee for all passenger automobiles and certain trucks for private use.

On motion of Mr. Connor, the bill is laid on the Table.

Substitute Bill for H. B. 591, A bill to be entitled An act to repeal Sections 2482, 2483, and 2484 of the Consolidated Statutes of North Carolina relating to prices to be charged by time merchants.

For concurrence in the Senate Amendment.

On motion of Mr. Gill, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 679, A bill to be entitled An act to make more effective the control of the State over corrupt practices in primaries and elections.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 760, A bill to be entitled An act to amend Chapter 61, Public Laws, 1921, and to amend Section 5849 of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

On motion of Mr. Graham, the bill is laid on the Table.

H. B. 763, A bill to be entitled An act to provide for the rental of text books to patrons of public schools of the State.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 768, A bill to be entitled An act to amend Chapter 148, Section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrance to through highways.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 769, A bill to be entitled An act to amend Section 1443 of Volume Three of the Consolidated Statutes as amended by Chapter 172, Public Laws, 1929, providing additional Terms of Court for Alamance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 776, A bill to be entitled An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which by reason of present conditions, cannot be protected by a depository bond.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 781, A bill to be entitled An act to punish trustees embezzling the funds of their cestuis que trustent.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 784, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes, placing Macon County under the primary law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 791, A bill to be entitled An act creating a racing commission for the County of Buncombe, and to amend Chapter 39 and Article 34, Sub-Chapter 12 of Chapter 82 of the Consolidated Statutes of North Carolina, insofar as same in conflict therewith.

The question now recurs upon the passage of the bill on its several readings.

Upon the second reading of this bill Mr. Edwards calls for the "ayes" and "noes".

The call is sustained and the bill passes its second reading by the following vote:

Those voting in the affirmative are: Messrs. Bender, Binford, Brown, Brooks, Bruton, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde,



DeHart, Doshier, Etheridge, Ewbank, Ewing, Fulghum, Gatling, Gattis, Gill, Greer, Groves, Gwyn, Hamilton, Hanes of Forsyth, Haynes of Surry, Huffman, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Caswell, Killian, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, Lyon, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, Neal, Norman, Pinnix, Readling, Reed, Rogers, Ruffin, Scarborough, Tatem, Thompson, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, Young of Durham, and Young of Harnett—67.

Those voting in the negative are: Messrs. Allen, Black, Brinson, Burgin, Cherry, Davis of Warren, Day, Edwards, Flanagan, Gay, Gwaltney, Harris, Helms, Henry, Holmes, Hood, Howell, Johnson of Chatham, Johnston of Ashe, Jolly, Jones, MacLean, Moye, McGougan, McRae, Newman, Parker, Pitts, Puett, Seawell, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Iredell, Ward, White of Robeson, Whitley, and Woodall—40.

The question now recurs upon the passage of the bill on its third reading. Objection being made the bill remains on the Calendar for its third reading until tomorrow.

H. B. 802, A bill to be entitled An act to fix the salary of the Coroner of the County of Wake.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 816, A bill to be entitled An act to amend Chapter Two Hundred and Fifty-eight of the Public Laws of One Thousand Nine Hundred and Twenty-nine, with respect to registration of automobiles of non-residents and to provide for the enforcement of reciprocity relations with other States.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 828, A bill to be entitled An act to amend Consolidated Statutes 2347 and Consolidated Statutes 2481, so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the Agricultural Lien Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 830, A bill to be entitled An act for the relief of John Moody Floyd of Northampton County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 835, A bill to be entitled An act authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws 1927, relative to the propagation of game in North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 842, A bill to be entitled An act to amend Chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Laws.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 856, A bill to be entitled An act to amend Chapter 164 of the Public Laws of 1929, relating to the Election Laws, and to amend Sections 5932 and 6045 of the Consolidated Statutes relating thereto.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 869, A bill to be entitled An act for the relief of Sheriffs and Tax Collectors.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 871, A bill to be entitled An act to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 872, A bill to be entitled An act relating to commutations of sentence of prisoners in the State's prison and in the County Jails and County Convict Camps of the several counties of the State.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 873, A bill to be entitled An act to amend Sections 4060, 4080, and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 520, An act to protect foxes in Wilkes County.

H. B. 701, An act to provide for the election of a County Attorney of Madison County.

H. B. 673, An act to regulate the drawing of jurors for the Recorder's Court for Halifax County.

S. B. 312, An act to authorize the Town of Tarboro to enlarge and extend its electric light facilities and furnish lights beyond the corporate limits.

H. B. 268, An act to create a County Sinking Fund Commission for Madison County and provide the duties thereof.

S. B. 142, An act to permit the Board of Commissioners of Jackson County to hypothecate certificates of tax sales held by the County and to delay foreclosure proceedings thereupon.

H. B. 462, An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any county by photography.

H. B. 702, An act to create a Jury Commission and a Tax Commission for the County of Madison to serve without pay.

S. B. 271, An act to amend Chapter Forty-one, Public Laws of One Thousand Nine Hundred Twenty-seven, as heretofore amended by Chapter One



Hundred Twenty-seven, Public Laws of One Thousand Nine Hundred Twenty-nine, in relation to maturities of Bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.

S. B. 298, An act authorizing the Board of County Commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts.

S. B. 191, An act to amend Chapter Two Hundred Thirty-two of Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.

H. B. 597, An act to amend Section Three Thousand Four Hundred and One of the Code of One Thousand Nine Hundred and Nineteen, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.

On motion of Mr. Morphew, H. B. 611, A bill to be entitled An act to permit fishing with trot lines and nets for cat fish in the Tennessee River, Graham County, is taken from the Committee on Conservation and Development, and recommitted to the Committee on Counties, Cities, and Towns.

On motion of Mr. White of Robeson, the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, March 11, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. L. S. Gaines, of the City of Raleigh.

Mr. Scarborough, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Honorable Lindsey C. Warren, Congressman from the First Congressional District; Honorable John A. Carr, Congressman from the Second Congressional District; Honorable Frank Hancock, Congressman from the Fifth Congressional District, and to Mr. Harry Nettles of Buncombe County, former member of the House.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 972, A bill to be entitled An act to create a Peace Officers' Relief Fund for the City of Fayetteville and County of Cumberland.

And

H. B. 874, A bill to be entitled An act to amend Sections Two Thousand Two Hundred and Ninety-one and Two Thousand Two Hundred and Ninety-

two of the Consolidated Statutes relating to sales of estates of idiots, inebriates, and lunatics.

And

S. B. 236, A bill to be entitled An act to amend Section 2144 and to repeal Section 2145 and 2146 of the Consolidated Statutes.

And

H. B. 905, A bill to be entitled An act to empower the Commissioners of Alamance County to regulate electrical wiring and electricians.

And

H. B. 928, A bill to be entitled An act to amend Section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the Clerks of the Superior Courts.

And

S. B. 321, A bill to be entitled An act to authorize Clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.

And

S. B. 340, A bill to be entitled An act to create Raleigh Auditorium Building Commission.

With favorable reports.

And

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

And

H. B. 817, A bill to be entitled An act to provide for the compilation of statistics relating to the blind of the State.

And

S. B. 276, A bill to be entitled An act to amend Section 16 of Consolidated Statutes, relative to the right of qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify.

With favorable reports, as amended.

And

Substitute for H. B. 904, A bill to be entitled An act to authorize and empower the Board of Commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

With an unfavorable report as to the bill, favorable as to the substitute.

And

H. B. 394, A bill to be entitled An act to amend Chapter 122 of the Public Laws 1927, known as the Motor Vehicle Act, relating to license or registration fees for motor vehicles.

And

S. B. 170, A bill to be entitled An act relating to the granting of license to practice law by the Supreme Court of North Carolina.

And

H. B. 935, A bill to be entitled An act relating to payment of physicians' bills out of and by the estate of decedent.

And



H. B. 932, A bill to be entitled An act relating to tax foreclosure suits in Haywood County.

And

H. B. 636, A bill to be entitled An act to amend Section 4509 of the Consolidated Statutes of North Carolina relative to usurious loans on household and kitchen furniture.

With unfavorable reports.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 738, A bill to be entitled An act relating to the hunting of rabbits in Northampton County.

With a favorable report.

And

H. B. 739, A bill to be entitled An act prohibiting the setting of steel traps in Northampton County.

With an unfavorable report.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 918, A bill to be entitled An act to fix the salary of the Sheriff of Johnston County.

And

H. B. 952, A bill to be entitled An act to correct a typographical error in Chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County and relating to Moore County only.

And

H. B. 970, A bill to be entitled An act regulating the fees of the Sheriff of Jackson County.

And

H. B. 907, A bill to be entitled An act relating to the salaries of the officers of McDowell County.

And

H. B. 909, A bill to be entitled An act to place the Clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said Clerk.

And

H. B. 912, A bill to be entitled An act to regulate the fees of the Justices of the Peace of Carteret County.

And

H. B. 866, A bill to be entitled An act to amend Salary Act of Beaufort County fixing salary of Register of Deeds.

And

H. B. 971, A bill to be entitled An act relating to the fees, commissions and emoluments of the Sheriff of Jackson County.

And

H. B. 973, A bill to be entitled An act regulating the salary of the County Accountant of Hyde County.

And

H. B. 993, A bill to be entitled An act to regulate the salary of the Sheriff of Person County.

With favorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 983, A bill to be entitled An act to amend Sections 4480 and 4481 of Volume Three of the Consolidated Statutes relating to landlord and tenant, making the same applicable to Vance County.

And

S. B. 262, A bill to be entitled An act to amend Section 439 of the Consolidated Statutes of North Carolina. (Being a part of the Code of Civil Procedure relating to limitation of actions.)

And

S. B. 146, A bill to be entitled An act to fix the settlement of paupers coming into the State of North Carolina from other states.

And

S. B. 244, A bill to be entitled An act to amend Section 4201 of the Consolidated Statutes "entitled punishment for manslaughter."

With favorable reports.

And

H. B. 988, A bill to be entitled An act to repeal Chapter 436 Public-Local Laws 1927, creating a Tax Commission for Mecklenburg County, and to authorize the Board of Commissioners of Mecklenburg County to employ an all time Tax Supervisor, and to authorize said Board of Commissioners to adopt a system for the permanent listing of real estate and taxation.

With a favorable report, as amended.

And

S. B. 116, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina so as to establish fifty-five hours as a week's work in all factories and manufacturing establishments in the State.

With a favorable report, as amended.

On motion of Mr. Cox of Jackson the bill is recommitted to the Committee on Manufacturing and Labor.

By Mr. Connor, for the Committee on Roads.

H. B. 867, A bill to be entitled An act to repeal the Statutes creating the Burke County Road Commission.

And

H. B. 761, A bill to be entitled An act to authorize the Commissioners of Robeson County to amend existing contract with the State Highway Commission.

And

H. B. 950, A bill to be entitled An act to make the Motor Vehicle Laws of North Carolina conform with the uniform Act regulating traffic on highways as adopted by the National Conference on Street and Highway Safety.

And

H. B. 949, A bill to be entitled An act to amend Chapter 148, Section 17, Public Laws of 1927, to provide for mechanical or electrical signal devices in addition to the hand signals.

With favorable reports.

And

H. B. 561, A bill to be entitled An act to prevent the throwing of garbage, waste or other materials or refuse near the public roads or public highways in the County of Lee.

And



Committee Substitute for S. B. 84, A bill to be entitled An act to amend Chapter Two Hundred and Eighteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine relating to the State Highway Patrol.

With favorable reports, as amended.

And

S. B. 65, A bill to be entitled An act to amend Section 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

And

H. B. 624, A bill to be entitled An act to repeal Chapter 156, Public Laws, 1929, relating to the payment by the State Highway Commission of funds due by it to Rutherford County.

And

H. B. 199, A bill to be entitled An act to require quarterly reports by the State Highway Commission to Boards of County Commissioners of the apportionment and expenditure of highway funds to and in the several counties.

And

H. B. 432, A bill to be entitled An act to authorize the County Commissioners of Montgomery County to work criminals at County farm or on highways of the County.

And

H. B. 963, A bill to be entitled An act to provide for suspending the time limit for filing claim of Stokes County for gasoline tax refund under Chapter 93, Public Laws 1927.

With unfavorable reports.

By Mr. Cherry, for the Committee on Banks and Banking:

H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

And

H. B. 878, A bill to be entitled An act to allow the Commissioners of Transylvania County to freeze County deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said bank.

And

H. B. 915, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Bank of Black Mountain of Buncombe County, North Carolina.

With favorable reports.

And

S. B. 166, A bill to be entitled An act to validate the acts of the Corporation Commission of North Carolina, the Chief State Bank Examiner and/or Liquidating Agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.

With a favorable report as amended.

Committee Substitute for H. B. 289, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

With an unfavorable report.

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 959, A bill to be entitled An act to amend Chapter 375, Public-Local Laws of 1925, relating to importation of hogs into Granville County.  
With a favorable report.

By Mr. Long of Alamance, for the Committee on Constitutional Amendments.

S. B. 286, A bill to be entitled An act to amend Section Two of Article Thirteen of the Constitution as relates to the submission to the people of Amendments.

And

S. R. 292, Joint Resolution to provide for the appointment of a Commission to consider and submit to the 1933 General Assembly proposed Amendments to the Constitution of the State or a proposed new draft of the Constitution.

With favorable reports.

By Mr. White of Chowan, for the Committee on Justices of the Peace.

S. B. 255, A bill to be entitled An act to amend Section 3296 of the Consolidated Statutes of North Carolina, relating to Justices of the Peace.

And

H. B. 689, A bill to be entitled An act regulating the office of Justice of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

And

H. B. 908, A bill to be entitled An act to amend Section 1464 of the Consolidated Statutes, a local modification as to the number of Justices of the Peace in Gaston County.

With favorable reports.

By Mr. Jeffress, for the Committee on Reorganization of State Government:

H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture.

With an unfavorable report as to bill, favorable as to the Substitute.

And

H. B. 913, A bill to be entitled An act to provide for the appointment of the members of the Corporation Commission by the Governor and to prescribe their term of office.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 763, A bill to be entitled An act to provide for the rental of text books to patrons of public schools of the State.

H. B. 776, A bill to be entitled An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which, by reason of present conditions, cannot be protected by a depository bond.

H. B. 802, A bill to be entitled An act to fix the salary of the Coroner of the County of Wake.



H. B. 830, A bill to be entitled An act for the relief of John Moody Floyd of Northampton County.

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws of 1927, relative to the propagation of game in North Carolina.

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Laws.

H. B. 869, A bill to be entitled An act for the relief of Sheriffs and Tax Collectors.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mrs. Mebane: H. B. 999, A bill to be entitled An act to amend Chapter 52 of the Public-Local Laws of 1929, relating to the Recorder's Court of Leaksville Township in Rockingham County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Jones: H. B. 1000, A bill to be entitled An act to make the April Term of Hertford County Superior Court now for civil cases only, a mixed term.

Passed its first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without Engrossment.

By Messrs. Huffman and Uzzell: H. B. 1001, A bill to be entitled An act to amend House Bill One Hundred and Thirty-one, ratified January Thirty, One Thousand Nine Hundred and Thirty-one, entitled, "An act providing for a peace officers relief fund for the city of Salisbury and Rowan County.

Referred to the Committee on Judiciary No. 1.

By Mr. Upchurch: H. B. 1002, A bill to be entitled An act to amend Chapter 138, Public-Local Laws of North Carolina, Session 1919, relating to the creation of a joint Board of Health for the County of Wake and the City of Raleigh.

Referred to the Committee on Public Health.

By Mr. Haynes of Surry: H. B. 1003, A bill to be entitled An act to amend Chapter 300, Public Laws of 1929, relating to pensions for widows of Confederate Veterans.

Referred to the Committee on Pensions.

By Mr. McDevitt: H. B. 1004, A bill to be entitled An act to repeal Chapter 245 of the Public-Local Laws of 1929, Chapter 90 of the Public-Local Laws of 1927, and Chapter 37 of the Public-Local Laws of 1925, and to abolish free road labor and the annual fee in lien of said road duty in Madison County.

Referred to the Committee on Public Roads.

And

H. B. 1005, A bill to be entitled An act to appoint a Highway Commission to act in all matters relating to the Highways of Madison County as provided in House Bill No. 338, passed at this Session of the General Assembly.

Referred to the Committee on Public Roads.

By Mr. Butler: H. B. 1006, A bill to be entitled An act to repeal Section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu

thereof a new Act to protect inchoate right of dower and to prohibit the sale of the home site by the husband without the written assent of the wife.

Referred to the Committee on Judiciary No. 1.

By Mr. Ruffin: H. B. 1007, A bill to be entitled An act to provide for an audit of the various offices and departments of Bertie County.

Referred to the Committee on Judiciary No. 2.

By Mr. McDevitt: H. B. 1008, A bill to be entitled An act to fix the fees of certain officials of Madison County whose salaries have been abolished and to define the duties of certain officials and boards.

Referred to the Committee on Salaries and Fees.

By Mr. Johnson of Halifax: H. B. 1009, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes limiting the hours of work of women in industries to fifty-five hours a week.

Referred to the Committee on Judiciary No. 2.

By Mr. Cranor: H. B. 1010, A bill to be entitled An act to amend Section 1443 of Volume Three of the Consolidated Statutes providing additional terms of Court for Wilkes County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 1011, A bill to be entitled An act relating to discounts and penalties in payment of taxes in the Towns of Ronda and Wilkesboro in Wilkes County.

Referred to the Committee on Finance.

And

H. B. 1012, A bill to be entitled An act to place Mrs. W. A. Fairchild of Wilkes County on the Pension Roll.

Referred to the Committee on Pensions.

By Messrs. Cranor, Gwaltney, and Leake: H. B. 1013, A bill to be entitled An act to make it unlawful to operate a filling station in Wilkes County, Alexander County, and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

Referred to the Committee on Judiciary No. 1.

By Mr. Lumpkin: H. B. 1014, A bill to be entitled An act to reduce the salary of the Sheriff of Franklin County, to abolish the office of Deputy Sheriff of Louisburg Township, and to provide for a Tax Collector for said County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Pinnix: H. B. 1015, A bill to be entitled An act to regulate the redemption of lands hereafter sold for taxes in Yadkin County.

Referred to the Committee on Finance.

By Mr. Ewbank: H. B. 1016, A bill to be entitled An act to validate revenue anticipation notes heretofore issued by the City of Hendersonville.

Referred to the Committee on Finance.

By Messrs. Howell and Reed: H. B. 1017, A bill to be entitled An act relating to salaries of County Commissioners of Buncombe County.

Referred to the Committee on Salaries and Fees.

By Mr. Ewing: H. B. 1018, A bill to be entitled An act to amend Chapter 164, Public Laws of 1929, relating to assistance to voters in primaries and elections.

Referred to the Committee on Election Laws.



And

H. B. 1019, A bill to be entitled An act to amend Chapter 172, Public-Local Laws 1927, relative to officers of Cumberland County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Young of Durham: H. B. 1020, A bill to be entitled An act to amend Chapter 264 Private Laws 1923, relating to the creation of a Board of Health for the County and City of Durham.

Referred to the Committee on Public Health.

By Mr. Henry: H. B. 1021, A bill to be entitled An act to permit the Board of Commissioners of Transylvania County to hypothecate certificates of tax sales held by that County and to delay foreclosure proceedings thereupon.

Referred to the Committee on Finance.

By Mr. Connor: H. B. 1022, A bill to be entitled An act to amend Chapter 116, Public-Local Laws of 1927 relative to the fees of Sheriff of Wilson County.

Referred to the Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 83, A bill to be entitled An act to amend Section Two of Chapter 96, Public Laws, 1927, amended Section 5168 (j) of Volume 3, of the Consolidated Statutes, increasing pensions to Confederate Veterans to \$400.00 per annum.

Referred to the Committee on Pensions.

S. B. 250, A bill to be entitled An act to amend Section 6777, of the Consolidated Statutes, pertaining to the State Board of Embalmers.

Referred to the Committee on Public Health.

S. B. 263, A bill to be entitled An act to amend Sub-section Four, of Section 5006, of the Consolidated Statutes relating to maternity homes.

Referred to the Committee on Public Health.

S. B. 289, A bill to be entitled An act to amend Chapter 220, of the Public Laws of 1923, Section 2792 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

Referred to the Committee on Judiciary No. 1.

S. B. 313, A bill to be entitled An act to amend Section 1389 of the Consolidated Statutes pertaining to bonds of County Financial Agents.

Referred to the Committee on Finance.

S. B. 348, A bill to be entitled An act authorizing the issue of bonds in certain cases by Special Charter School Districts and validating certain indebtedness of such Districts.

Referred to the Committee on Finance.

S. B. 412, A bill to be entitled An act to repeal Chapter 390 of the Public-Local Laws of the Session 1925, relative to fees for recording title retention contracts, in Granville County.

Referred to the Committee on Judiciary No. 2.

S. B. 413, A bill to be entitled An act to provide for clerical assistance to the Clerk of the Superior Court of Granville County.

Referred to the Committee on Counties, Cities, and Towns.

SENATE CHAMBER,  
March 10, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House Amendment to Senate Bill No. 269, title, "To prohibit throwing laps of trees into the streams of Avery and Watauga Counties," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Lovill and Lawrence.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as conferees on the part of the House, Messrs. Seawell, Gattis, and Brown; and the Senate is so notified.

SENATE CHAMBER,  
March 10, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body to the effect that the Senate requests the return of S. B. 349, title, "Relating to the Recorder's Court of Johnston County," for further consideration.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The request of the Senate is complied with.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 48, A bill to be entitled An act to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.

As amended, passes its second and third readings, and is ordered sent to the Senate, for concurrence in the House amendment.

H. B. 789, A bill to be entitled An act amending Chapter 85 of the Public Laws of Extra Session of 1924, relating to costs in civil actions in the General County Courts of the State.

On motion of Mr. Howell, the bill is recommitted to the Committee on Courts and Judicial Districts.

H. B. 790, A bill to be entitled An act to amend Chapter 242 of the Public Laws of 1925, and Chapter 250 of the Public Laws of 1925 relating to procedure, process and costs in the General County Courts of the State.

On motion of Mr. Howell, the bill is recommitted to the Committee on Courts and Judicial Districts.

H. B. 791, A bill to be entitled An act creating a Racing Commission for the County of Buncombe and to amend Chapter 39 and Article 34, Subchapter 12, of Chapter 82 of the Consolidated Statutes of North Carolina, insofar as same in conflict therewith.

Passes its third reading, and is ordered sent to the Senate without Engrossment.



H. B. 903, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury service in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 911, A bill to be entitled An act for the relief of the Clerk of the Superior Court and Register of Deeds of Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 906, A bill to be entitled An act to provide for a Tax Collector for Pitt County, and to authorize the County Commissioners of said County to fix the salary of said Tax Collector.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 919, A bill to be entitled An act to amend Section 2334 of Volume 3 of the Consolidated Statutes, relating to the Grand Jury in Johnston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 895, A bill to be entitled An act to amend Section 1443, Volume Three of the Consolidated Statutes providing an Extra Term of Court for Cleveland County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 931, A bill to be entitled An act fixing the term of office of the Recorder and the Solicitor of the Recorder's Court of Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 933, A bill to be entitled An act to amend H. B. No. 454 of the Session of One Thousand Nine Hundred Thirty-one, clarifying provisions for salary of the office Clerk of the Sheriff and providing for appointment of purchasing agent in the discretion of the County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 940, A bill to be entitled An act to regulate the election of the Commissioners for the County of Richmond.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 247, A bill to be entitled An act providing for the election of the Recorder, Vice-Recorder, Clerk and Prosecuting officer for the Recorder's Court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said Court and providing for the holding of an election.

Passes its second and third readings, and is ordered Enrolled.

Senate Substitute for H. B. 491, A bill to be entitled An act to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise.

For adoption of the Senate Substitute.

On motion of Mr. Johnson of Currituck, the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 323, A bill to be entitled An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe County to appoint a Board of Trustees for said District.

On motion of Mr. Howell, the bill is recommitted to the Committee on Counties, Cities, and Towns.

S. B. 387, A bill to be entitled An act to amend House Bill number 378, ratified March 3, 1931, the same being a bill entitled "An act to authorize the establishment of Municipal Recorder's Courts in Moore County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 392, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Johnston County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 767, A bill to be entitled An act requiring bailers and consignees to deliver up the property bailed or consigned upon the demand of the owner, or to account for the value thereof, and regulating and determining the presumptions and burden of proof in cases arising out of contracts of bailment and consignment.

On motion of Mr. Jeffress the bill is recommitted to the Committee on Judiciary No. 1.

Substitute Bill for H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Court of Buncombe County.

Substitute adopted.

On motion of Mr. Howell, the bill is recommitted to the Committee on Courts and Judicial Districts.

S. B. 79, A bill to be entitled An act amending Section 5531, of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

On motion of Mr. Pitts, the bill is recommitted to the Committee on Education.

S. B. 91, A bill to be entitled An act to amend Chapter Ninety-one of the Public Laws of One Thousand Nine Hundred and Twenty-seven, designated as "An Act to provide improved methods of County Government" so as to provide increased duties and powers of the County Government Advisory Commission.

Passes its second and third readings, and is ordered Enrolled.

Substitute Bill for S. B. 93, A bill to be entitled An act to amend Chapter Two Hundred and One of the Public Laws of One Thousand Nine Hundred and Twenty-nine, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns and special charter districts.

Passes its second and third readings, and is ordered Enrolled.

Substitute Bill for S. B. 109, A bill to be entitled An act to create the Commission for the improvement of the laws.

Passes its second and third readings, and is ordered Enrolled.

S. B. 127, A bill to be entitled An act to authorize declaratory judgments.

Passes its second and third readings, and is ordered Enrolled.



House Substitute Bill for S. B. 139, A bill to be entitled An act to establish a Commission of Personnel and to prescribe and define its duties and powers.

Substitute adopted.

An amendment is offered by Mr. Jeffress, which is adopted.

Amendments are offered by Messrs. Johnson of Halifax, Butler, and Holmes, all of which are lost.

As amended, the bill passes its second reading, and remains on the Calendar.

H. B. 818, A bill to be entitled An act for the regulation and protection of traffic upon the State Highway.

The bill fails to pass its second reading.

H. B. 920, A bill to be entitled An act giving to a lien on cattle for pasturage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 938, A bill to be entitled An act to amend Section 1260, of the Consolidated Statutes, so as to include "Guilford" in the list of counties in which witnesses before the grand jury shall receive one-half fees where "not a true bill" has been found.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 896, A bill to be entitled An act to amend Chapter Eleven, Private Laws of One Thousand Nine Hundred and Twenty-nine, contracting the limits of the Town of Winfall, Perquimans County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pitts, Puett, Reading, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—96.

Those voting in the negative are: None.

H. B. 898, A bill to be entitled An act to amend Chapter 226, Private Laws 1927 and Chapter 15, Private Laws 1923, relating to Charter of the City of Elizabeth City.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde,

Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—96.

Those voting in the negative are: None.

H. B. 936, A bill to be entitled An act to amend Chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the Town of Jonesville, Yadkin County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—96.

Those voting in the negative are: None.

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Johnston of Caswell, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt,



McEachern, McGougan, Norman, Parker, Pitts, Puett, Reading, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—96.

Those voting in the negative are: None.

H. B. 941, A bill to be entitled An act to amend the Charter of the Town of Bessemer City and to prescribe the jurisdiction and proceedings of the Recorder's Court.

On motion of Mr. Cherry, the bill is recommitted to the Committee on Courts and Judicial Districts.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 574, An act to amend Section One Thousand Four Hundred and Forty-three of Volume Three of the Consolidated Statutes as amended by Chapter One Hundred and Twenty-three of the Public Laws of One Thousand Nine Hundred and Twenty-seven, relating to Terms of Court of Tyrrell County.

H. B. 93, An act to amend Section Six Thousand Fifty-four, Article Seventeen, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the State Primary Law, for the purpose of nominating candidates for each and every political party for the several county offices in Davie and Mitchell Counties.

H. B. 67, An act relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

H. B. 353, An act to repeal Chapter One Hundred and Fifty-three of the Public Laws of One Thousand Nine Hundred and Twenty-nine, and to amend Section One Thousand Four Hundred and Forty-three of Volume Three of the Consolidated Statutes relating to Courts of Pitt County.

H. B. 591, An act to repeal Sections Two Thousand Four Hundred Eighty-two, Two Thousand Four Hundred Eighty-three and Two Thousand Four Hundred Eighty-four of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants.

H. B. 499, An act relating to Terms of Superior Court of the Ninth Judicial District.

H. B. 639, An act to restrict and limit the powers of the Board of Commissioners of the Town of East Flat Rock in Henderson County.

H. B. 428, An act to amend Chapter Three Hundred Sixty-eight of the Public-Local Laws of One Thousand Nine Hundred and Eleven and Chapter Two Hundred and Three of the Public-Local Laws of One Thousand Nine Hundred and Seventeen relating to the Police Court for the Town of Canton, County of Haywood.

H. B. 681, An act to amend Chapter Four Hundred Thirty-three Public-Local Laws, One Thousand Nine Hundred Twenty-nine, relative to Recorder's Court of Franklin County.

On motion of Mr. White of Robeson, the House adjourns and will meet tomorrow at 11 o'clock A. M.

## FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
Thursday, March 12, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. M. Poteat, of the City of Raleigh.

Mr. Parker for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities and Towns:

S. B. 74, A bill to be entitled An act to amend Chapter Twenty-four, Private Laws One Thousand Nine Hundred and One, extending the corporate limits of the Town of Biscoe, Montgomery County.

And

S. B. 378, A bill to be entitled An act to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the City of Lenoir.

And

H. B. 967, A bill to be entitled An act for the relief of the Constable of Harkers Island Township.

And

H. B. 969, A bill to be entitled An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor.

And

H. B. 997, A bill to be entitled An act to empower the Board of Aldermen of the City of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes to be submitted to a vote of the people.

And

H. B. 998, A bill to be entitled An act to amend Chapter 73 of Public-Local Laws of 1915, in reference to abolishing the office of County Treasurer of Northampton County.

And

H. B. 1014, A bill to be entitled An act to reduce the salary of the Sheriff of Franklin County, to abolish the office of Deputy Sheriff of Louisburg township, and to provide for a Tax Collector for said County.

And

H. B. 1019, A bill to be entitled An act to amend Chapter 172, Public-Local Laws, 1927, relative to officers of Cumberland County.

And

S. B. 413, A bill to be entitled An act to provide for clerical assistance to the Clerk of the Superior Court of Granville County.

And



H. B. 611, A bill to be entitled An act to permit fishing with trot lines and nets for cat fish in the Tennessee River, Graham County.

And

H. B. 948, A bill to be entitled An act to enable the Board of Commissioners of Tyrrell County to transfer certain funds to the General County Funds.

And

S. B. 350, A bill to be entitled An act authorizing the Board of Commissioners of Columbus County to appoint rural policemen for said County.

And

S. B. 333, A bill to be entitled An act to enable any two or more counties to establish a District Hospital Home, in lieu of separate County Homes.

With favorable reports.

And

S. B. 353, A bill to be entitled An act creating five districts in Moore County for the selection of County Commissioners.

And

S. B. 302, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909 and all Acts Amendatory thereof, relating to the City Charter of the City of High Point.

With favorable reports, as amended.

And

S. B. 388, A bill to be entitled An act to amend Chapter 57, Private Laws of 1919, relating to the corporate limits of the Town of Waxhaw in Union County.

And

H. B. 659, A bill to be entitled An act to amend Chapter 224, Private Laws, 1927, as amended by Chapter 47, Private Laws, 1929, the same being An act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or all or a part of the cost thereof.

And

S. B. 381, A bill to be entitled An act to authorize the Board of Commissioners of Harnett County to employ an Assistant to the Auditor of said County and to provide for the employment of all other clerks necessary in the proper operation of the affairs of the said County.

And

H. B. 757, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909 and all Acts Amendatory thereof, relating to the City Charter of the City of High Point.

With unfavorable reports.

By Mr. Cox of Jackson, for the Committee on Conservation and Development.

H. B. 820, A bill to be entitled An act to provide better hunting in North Carolina and to give landowners in North Carolina revenue therefrom.

And

H. B. 829, A bill to be entitled An act to authorize the Department of Conservation and Development to gather certain reports from all persons, firms, municipalities and corporations producing or selling electric power in North Carolina.

And

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

And

H. B. 674, A bill to be entitled An act relating to fishing in Bennetts Mill Pond in Chowan County.

And

H. B. 754, A bill to be entitled An act to permit fishing with trot lines and baskets, for all kinds of fish except game fish, in the French Broad River in Madison County, after having procured a fishing license for the season.

With favorable reports.

And

H. B. 585, A bill to be entitled An act to amend the North Carolina Game Law.

And

S. B. 63, A bill to be entitled An act to permit fishing and seining in certain streams in Cleveland County.

And

H. B. 414, A bill to be entitled An act to permit fishing with seines in Alamance, Chatham, Granville, Lee and Person Counties.

And

H. B. 533, A bill to be entitled An act for the protection of game and for the regulation of hunting leases and licenses in Randolph County.

With unfavorable reports.

By Mr. Graham, for the Committee on Insane Asylum.

H. B. 803, A bill to be entitled An act relating to the disposition of unclaimed funds deposited with the officials of State hospitals and charitable institutions.

With a favorable report.

By Mr. White of Robeson, for the Committee on Agriculture.

H. B. 944, A bill to be entitled An act to provide for the election of a cotton weigher and grader for the Town of St. Pauls, Robeson County.

With a favorable report, as amended.

By Mr. Spence, for the Committee on Finance.

H. B. 883, A bill to be entitled An act validating certain refunding bonds of Greene County.

And

H. B. 930, A bill to be entitled An act relating to special assessments levied by the City of High Point.

And

H. B. 815, A bill to be entitled An act validating indebtedness of the Town of Beaufort.

And

H. B. 833, A bill to be entitled An act validating indebtedness of the Town of Elkin.

And

H. B. 838, A bill to be entitled An act to provide for the payment of all the road bonds of Robersonville Township, Martin County.

And

H. B. 879, A bill to be entitled An act validating indebtedness of Bladen County.

And



H. B. 899, A bill to be entitled An act validating the indebtedness of the County of Swain.

And

H. B. 900, A bill to be entitled An act validating the indebtedness of the Town of Bryson City.

And

H. B. 923, A bill to be entitled An act validating indebtedness of the Town of Dunn.

And

H. B. 924, A bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

And

S. B. 306, A bill to be entitled An act to relieve church property in the Town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1, 1930, and subsequent thereto if approved by a majority of the voters.

And

H. B. 758, A bill to be entitled An act validating indebtedness of Robeson County.

And

H. B. 799, A bill to be entitled An act validating indebtedness of the Town of West Hickory.

And

H. B. 814, A bill to be entitled An act validating indebtedness of the Town of Franklinton.

With favorable reports.

And

H. B. 705, A bill to be entitled An act to amend Consolidated Statutes Chapter 42, Section 2277, 2283 (A) and 2283 (Q), relating to inns, hotels and restaurants.

And

S. B. 222, A bill to be entitled An act to authorize the County Tax Collectors and other tax collections in Mecklenburg County to establish rules for the collection of taxes in partial payments.

With favorable reports, as amended.

And

H. B. 861, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, towns, and other municipalities in the State to pay the cost of personal service.

With an unfavorable report as to bill, favorable as to substitute, as amended.

And

H. B. 922, A bill to be entitled An act to encourage the redemption of land sold for taxes in Harnett County and postpone the enforced collection of 1930 taxes in said County or any municipality of said County.

And

S. B. 390, A bill to be entitled An act to authorize the County Commissioners of Harnett County to advance to the Sheriff of Harnett County his fees in connection with the service of process in all tax foreclosure suits brought by said County.

And

H. B. 115, A bill to be entitled An act to provide additional revenue for maintenance of the Public Schools of North Carolina.

With unfavorable reports.

By Mr. Hamilton, for the Committee on Commercial Fisheries.

H. B. 925, A bill to be entitled An act to provide for the co-operation with United States Bureau of Fisheries in fish cultural operations, and scientific investigations in the waters of North Carolina.

With a favorable report.

By Mr. McEachern, for the Committee on Pensions.

H. B. 1012, A bill to be entitled An act to place Mrs. W. A. Fairchild of Wilkes County on Pension Roll.

And

H. B. 657, A bill to be entitled An act to pay burial expenses of N. B. Outlaw, a Confederate Veteran of Columbus County.

With favorable reports.

And

H. B. 990, A bill to be entitled An act to provide retirement of State employees and to create a pension for such retired State employees.

And

H. B. 1003, A bill to be entitled An act to amend Chapter 300, Public Laws of 1929, relating to pensions for widows of Confederate Veterans.

With unfavorable reports.

And

H. B. 862, A bill to be entitled An act to amend Section 2 of Chapter 96 Public Laws of 1927 amending Section 5168 (J) of Volume 3 of Consolidated Statutes increasing pensions of Confederate Veterans to \$600 per annum.

The Committee recommends that the bill be recommitted to the Committee on Appropriations.

It is so ordered.

And

Committee Substitute for S. B. 83, A bill to be entitled An act to amend Section 2 of Chapter 96 Public Laws 1927 amending Section 5168 (J) of Volume 3 of Consolidated Statutes increasing pensions to Confederate Veterans to \$400 per annum.

The Committee recommends that the bill be recommitted to the Committee on Appropriations.

It is so ordered.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Reed and Howell: H. B. 1023, A bill to be entitled An act to repeal Chapter 159, Public Laws of 1929, placing Buncombe County under the General County Court Act.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 1024, A bill to be entitled An act to enlarge the territorial jurisdiction of the Police Court of the City of Asheville and for the appointment of a Judge and Solicitor thereof.

Referred to the Committee on Courts and Judicial Districts.



By Mr. Johnson of Currituck: H. B. 1025, A bill to be entitled An act to amend Chapter 317, Public-Local Laws of 1929, relating to certain funds in Currituck County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Ervin: H. B. 1026, A bill to be entitled An act to authorize the Board of Education of Burke County to compensate A. N. Dale for services rendered.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 1027, A bill to be entitled An act to amend certain Statutes relating to the salaries of certain officers of Burke County.

Referred to the Committee on Salaries and Fees.

By Mr. Hipps: H. B. 1028, A bill to be entitled An act to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.

On motion of Mr. Hipps the bill is placed on the Calendar.

By Mr. Butler: H. B. 1029, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes placing Sampson County under the Primary Law.

Referred to the Committee on Election Laws.

By Mr. Norman: H. B. 1030, A bill to be entitled An act to permit the removal of land from the operation and provisions of Chapter 47 of the Consolidated Statutes as amended known as the "Torrens Law."

Referred to the Committee on Judiciary No. 1.

By Mr. Norman, by request: H. B. 1031, A bill to be entitled An act to amend Chapter 213 of the Private Laws of 1903, extending the corporate limits of the Town of Plymouth.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Cherry: H. B. 1032, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, relating to the Courts of Gaston County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Davis of Hyde: H. B. 1033, A bill to be entitled An act to prohibit fishing with drag nets within a mile of the shores of Hyde County.

Referred to the Committee on Commercial Fisheries.

By Mr. McRae, by request: H. B. 1034, A bill to be entitled An act to authorize the State of North Carolina to participate in the International Exposition to be held in the City of Chicago, in the year 1933.

Referred to the Committee on Appropriations.

By Mr. White of Chowan: H. B. 1035, A bill to be entitled An act to amend Chapter 6, Public-Local Laws of 1915, so defendant may have two peremptory challenges and the State one in peremptory criminal trials.

Passes its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Long of Alamance: H. B. 1036, A bill to be entitled An act to make applicable to the City of Burlington, Senate Bill No. 215, ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 1037, A bill to be entitled An act to make applicable to Alamance County the provisions of House Bill No. 258, ratified March, 1931, and entitled "An act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Turner of Guilford, by request: H. B. 1038, A bill to be entitled An act to amend Section 1147 of the Consolidated Statutes of North Carolina relating to loans to stockholders.

Referred to the Committee on Corporations.

By Mr. McRae: H. B. 1039, A bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Referred to the Committee on Education.

By Mr. Halstead: H. R. 1040, Joint Resolution to further postpone the revaluation of property in North Carolina to April 1, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Senate Substitute for H. B. 139, A bill to be entitled An act to amend Chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the Act applicable to Hoke County.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 650, A bill to be entitled An act creating five districts in Bertie County for the selection of County Commissioners.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 778, A bill to be entitled An act to validate the registration of certain deeds in Haywood County.

For concurrence in the Senate Amendment.

On motion of Mr. Hipps the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 783, A bill to be entitled An act to amend Chapter 231 of the Private Laws of 1927 of North Carolina relative to election in the City of Salisbury and defining certain rights and duties of the City Council.

For concurrence in the Senate Amendment.

On motion of Mr. Uzzell the House concurs in Senate Amendment and the bill is ordered Enrolled.

S. B. 355, A bill to be entitled An act to repeal Section 4774 of Consolidated Statutes of 1919 and to provide a Substitute therefor.

Referred to the Committee on Public Health.

S. B. 357, A bill to be entitled An act to amend Section One, Chapter 163, of the Public Laws of 1925.

Referred to the Committee on Penal Institutions.

H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.

Placed on the Calendar for concurrence in the Senate Amendment.



H. B. 293, A bill to be entitled An act to amend and extend the Charter of Grace Hospital, Incorporated.

For concurrence in the Senate Amendment.

On motion of Mr. Ervin the House concurs in Senate Amendment and the bill is ordered Enrolled.

S. B. 256, A bill to be entitled An act to amend Section 671 of the Consolidated Statutes of North Carolina relating to sales under execution.

Referred to the Committee on Judiciary No. 1.

S. B. 374, A bill to be entitled An act to allow the Commissioners of the Town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden which was recently closed.

Referred to the Committee on Banks and Banking.

S. B. 402, A bill to be entitled An act to prevent depredation of domestic fowls in Sharpsburg and Olin Township, Iredell County.

Referred to the Committee on Judiciary No. 2.

H. B. 405, A bill to be entitled An act to provide an alternate juror in certain cases.

For concurrence in the Senate Amendment.

On motion of Mr. McRae the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 513, A bill to be entitled An act to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of Building and Loan Associations.

For concurrence in the Senate Amendment.

On motion of Mr. Sutton the House concurs in Senate Amendment and the bill is ordered Enrolled.

Senate Substitute for H. B. 145, A bill to be entitled An act to abolish the office of Treasurer of Swain County.

For adoption of the Senate Substitute.

On motion of Mr. DeHart the Substitute is adopted.

Passes its second and third readings and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 179, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes so as to provide for the nomination of County and Municipal Officers and members of General Assembly by Primary in Wilkes County.

For concurrence in the Senate Amendment.

On motion of Mr. Cranor the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 251, A bill to be entitled An act to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

Placed on the Calendar for concurrence in the Senate Substitute.

Senate Substitute for H. B. 431, A bill to be entitled An act relating to the compensation of the Clerk of the Court, Register of Deeds, and Sheriff of Montgomery County.

Placed on the Calendar for concurrence in the Senate Substitute.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 561, A bill to be entitled An act to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the County of Lee.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 689, A bill to be entitled An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 738, A bill to be entitled An act relating to the hunting of rabbits in Northampton County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 761, A bill to be entitled An act to authorize the Commissioners of Robeson County to amend existing contract with the State Highway Commission.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 866, A bill to be entitled An act to amend the Salary Act of Beaufort County fixing the salary of the Register of Deeds.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 867, A bill to be entitled An act to repeal the Statutes creating the Burke County Road Commission.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 878, A bill to be entitled An act to allow the Commissioners of Transylvania County to freeze County deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said Bank.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 904, A bill to be entitled An act to authorize and empower the Board of Commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 905, A bill to be entitled An act to empower the Commissioners of Alamance County to regulate electrical wiring and electricians.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 907, A bill to be entitled An act relating to the salaries of the officers of McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 908. A bill to be entitled An act to amend Section 1464 of the Consolidated Statutes, a local modification as to the number of Justices of the Peace in Gaston County.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 909, A bill to be entitled An act to place the Clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said Clerk.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 912, A bill to be entitled An act to regulate the fees of the Justices of the Peace of Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 915, A bill to be entitled An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Bank of Black Mountain of Buncombe County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 918, A bill to be entitled An act to fix the salary of the Sheriff of Johnston County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 952, A bill to be entitled An act to correct a typographical error in Chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County and relating to Moore County only.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 959, A bill to be entitled An act to amend Chapter 375, Public-Local Laws of 1925, relating to importation of hogs into Granville County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 970, A bill to be entitled An act regulating the fees of the Sheriff of Jackson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 971, A bill to be entitled An act relating to the fees, commissions and emoluments of the Sheriff of Jackson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 972, A bill to be entitled An act to create a Peace Officers Relief Fund for the City of Fayetteville and County of Cumberland.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 973, A bill to be entitled An act regulating the salary of the County Accountant of Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 988, A bill to be entitled An act to repeal Chapter 436, Public-Local Laws, 1927, creating a Tax Commission for Mecklenburg County, and to authorize the Board of Commissioners of Mecklenburg County to employ an all time Tax Supervisor, and to authorize said Board of Commissioners to adopt a system for the permanent listing of real estate and taxation.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 993, A bill to be entitled An act to regulate the salary of the Sheriff of Person County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### UNFINISHED BUSINESS

The Speaker lays before the House, S. B. 202, A bill to be entitled An act to reappropriate and reallocate certain unallotted balances of the permanent appropriations made to the State's Prison under Chapter 152, Public Laws of 1927.

Mr. Allen offers an amendment.

The amendment is lost.

The question now recurs upon the passage of the bill on its several readings.

The bill passes its second and third readings, and is ordered Enrolled.

H. B. 936, A bill to be entitled An act to amend Chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the Town of Jonesville, Yadkin County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

H. B. 898, A bill to be entitled An act to amend Chapter 226, Private Laws, 1927, and Chapter 15, Private Laws, 1923, relating to the Charter of the City of Elizabeth City.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand,



Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

H. B. 896, A bill to be entitled An act to amend Chapter Eleven, Private Laws of One Thousand Nine Hundred and Twenty-nine, contracting the limits of the Town of Winfall, Perquimans County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

H. B. 286, A bill to be entitled An act to amend Section Two of Article Thirteen of the Constitution, as it relates to the submission to the people of amendments.

The bill passes its second reading by the following vote:

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: Messrs. Bender, Binford, Brinson, Davis of Hyde, Davis of Warren, DeHart, Gatling, and Jones—8.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Edgecombe, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulgum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—94.

Those voting in the negative are: Messrs. Bender, Binford, Davis of Hyde, Davis of Warren, DeHart, Gatling, Jones, and Lumpkin—8.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 392, An act to amend Section Two Thousand Three Hundred Thirty-four, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Johnston County.

H. B. 595, An act to provide a Boxing Commission and regulate boxing in the City of Burlington.



S. B. 109, An act to create the Commission for the improvement of the Laws.

H. B. 623, An act to amend Chapter Twenty-two of the Private Laws of Extra Session of One Thousand Nine Hundred and Twenty-four to regulate boxing in High Point.

H. B. 715, "An act to amend Chapter One Hundred Seventy-five of the Private Laws of One Thousand Eight Hundred Fifty-two, as amended by Chapter Two Hundred Twenty-three of the Private Laws of One Thousand Nine Hundred One, of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company."

S. B. 93, An act to amend Chapter Two Hundred and One of the Public Laws of One Thousand Nine Hundred and Twenty-nine, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns, and special charter districts.

H. B. 785, An act to validate certain official acts of H. G. Barlow and W. W. Ternmire as Justices of the Peace in Caldwell County.

H. B. 491, An act to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise.

H. B. 885, An act to confer upon the firemen of the Towns of Washington County the right to police and preserve order at fires.

H. B. 806, An act to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.

H. B. 656, An act to amend Chapter One Hundred Eight Private Laws, One Thousand Eight Hundred Ninety-one, relating to biennial elections in the Town of Pikeville, Wayne County.

H. B. 770, An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, North Carolina.

H. B. 614, An act to repeal Chapter Four Hundred Fifty-five of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, and to empower the Board of Commissioners of Gaston County to fix the salaries of the Deputy Clerk and Deputy Register of Deeds of Gaston County.

H. B. 617, An act to authorize the City of Durham, Durham County, to remove certain graves in the colored cemetery.

H. B. 298, An act to amend Chapter Three of Chapter Five Hundred and Fifteen, Public-Local Laws of One Thousand Nine Hundred and Nineteen, relating to fees of certain officers and court officials in Rowan County.

H. B. 697, An act to amend Chapter One Hundred Sixty, Public-Local and Private Laws of the Session of One Thousand Nine Hundred Twenty-nine, relative to the salary and fees of the Clerk of the Superior Court and Register of Deeds of Caldwell County.

H. B. 698, An act to amend Chapter Three Hundred and Sixty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, fixing the fees of the Sheriff of Caldwell County.

H. B. 722, An act to allow the Mayor and Board of Aldermen of the Town of Waynesville to aid in re-opening The Citizens Bank and Trust Company.

S. B. 91, An act to amend Chapter Ninety-one of the Public Laws of One Thousand Nine Hundred and Twenty-seven, designated as "An act to provide improved methods of County Government," so as to provide increased duties and powers of the County Government Advisory Commission.

S. B. 247, An act providing for the election of the Recorder, Vice-Recorder, Clerk and Prosecuting Officer for the Recorder's Court of Wake Forest, Wake County, North Carolina and fixing the salaries of said officers, the territorial jurisdiction of said Court and providing for the holding of an election.

H. B. 841, An act to provide for a hospital in Randolph County and to incorporate the same.

H. B. 780, An act to allow the County Commissioners of Transylvania County and the Aldermen of the Town of Brevard to aid in re-opening the Brevard Banking Company.

H. B. 137, An act to amend the Consolidated Statutes by adding Section thereto to be numbered Five Thousand One Hundred Twenty-six—A, requiring all checks given by tobacco warehouses for the purchase of leaf tobacco to be made payable to order.

H. R. 857, Joint Resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow.

H. R. 711, Joint Resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard.

H. R. 910, Joint Resolution thanking the Publix Saenger Theatres of North Carolina, Incorporated, the City of Raleigh Fire and Police Departments and the State Highway Patrol for services rendered on the occasion of the visit of Honorable Alfred E. Smith on March second, One Thousand Nine Hundred Thirty-one.

S. B. 127, An act to authorize declaratory judgments.

S. B. 387, An act to amend House Bill number Three Hundred Seventy-eight ratified March third, One Thousand Nine Hundred Thirty-one, the same being a bill entitled, "An act to authorize the establishment of Municipal Recorder's Court in Moore County.

On motion of Mr. Long of Alamance, H. B. 719, A bill to be entitled An act to amend Section 3 of Article 5 of the Constitution, so as to permit taxing property by a rule that is uniform as to each class of property, and to repeal Section 9 of Article 7 of the Constitution, and to provide for a system of severance taxes; is taken from the Committee on Finance, and recommitted to the Committee on Constitutional Amendments.

On motion of Mr. Norman, H. B. 187, A bill to be entitled An act to eliminate the requirements of private examination, and voluntary assent in the acknowledgments of conveyances by married women; is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Seawell, H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department; is made a Special Order for Friday morning, March 13, after the conclusion of the Public-Local Calendar.

On motion of Mr. Hanes of Forsyth, S. B. 248, A bill to be entitled An act determining the rights of creditors and beneficiaries under policies of life insurance; is taken from the unfavorable Calendar, and recommitted to the Committee on Insurance.

On motion of Mr. Pitts, S. B. 74, A bill to be entitled An act to amend Chapter Twenty-four, Private Laws of One Thousand Nine Hundred and One, extending the corporate limits of the Town of Biscoe, Montgomery



County; is taken from the Calendar and recommitted to the Committee on Counties, Cities, and Towns.

Mr. White of Robeson, makes a motion that H. B. 791, A bill to be entitled An act creating a Racing Commission for the County of Buncombe, and to amend Chapter 39, and Article 34, Sub-Chapter 12 of Chapter 82 of Consolidated Statutes of North Carolina, insofar as same in conflict therewith; be recalled from the Senate for further consideration by the House.

On motion made by Mr. Lumpkin, the motion of Mr. White to recall the bill from the Senate, is laid on the Table.

On motion of Mr. White of Robeson the House adjourns and will meet tomorrow at 11 o'clock A. M.

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### FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, March 13, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Father Eugene P. Carroll, of the City of Raleigh.

Mr. Scarborough, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. C. A. Webb, of Buncombe, and T. A. Coffey of Watauga County, former members of the General Assembly.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance.

S. B. 291, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

And

S. B. 290, A bill to be entitled An act to authorize collection certain delinquent taxes in the Town of Aulander, Bertie County, North Carolina.

And

S. B. 258, A bill to be entitled An act relating to tax listing in Johnston County.

And

S. B. 108, A bill to be entitled An act to authorize the Governing Board of the City of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid.

And

S. B. 179, A bill to be entitled An act to repeal Chapter 210 of the Public Laws of 1929, in reference to the price of land entered in Cherokee County.

And

Substitute for S. B. 227, A bill to be entitled An act relating to the sale of land for taxes.

And

H. B. 1016, A bill to be entitled An act to validate revenue anticipation notes heretofore issued by the City of Hendersonville.

And

H. B. 1011, A bill to be entitled An act relating to discounts and penalties in payment of taxes in the Towns of Ronda and Wilkesboro in Wilkes County.

And

H. B. 774, A bill to be entitled An act to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular Tax Collector of Henderson County.

And

H. B. 934, A bill to be entitled An act authorizing the collection of back taxes in Rutherford County, North Carolina.

And

H. B. 995, A bill to be entitled An act validating notes issued by Durham County.

And

H. B. 978, A bill to be entitled An act validating indebtedness of the Town of Troy.

And

H. B. 953, A bill to be entitled An act to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said County.

And

S. B. 252, A bill to be entitled An act to set aside certain funds of the Town of Andrews, North Carolina, as a sinking fund.

With favorable reports.

And

H. B. 764, A bill to be entitled An act to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

And

H. B. 384, A bill to be entitled An act establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

With favorable reports, as amended.

And

H. B. 809, A bill to be entitled An act defining the territorial limitations of street assessment liens.

The Committee recommends that the bill be recommitted to the committee on Judiciary No. 1.

It is so ordered.

And

H. B. 881, A bill to be entitled An act to prevent evasion of listing of property and payment of taxes by making temporary investments in non-taxable securities.

And



H. B. 996, A bill to be entitled An act to authorize Durham County to issue bonds and notes.

And

H. B. 976, A bill to be entitled An act to levy a tax for State purposes on any mortgages, deeds of trust, or other instrument in the nature of a pledge, mortgage or conveyance in trust of any real or personal property situated in the State of North Carolina.

And

H. B. 897, A bill to be entitled An act to authorize the further postponement of revaluation of property in Camden and Currituck Counties in the discretion of the Board of County Commissioners.

And

H. B. 680, A bill to be entitled An act to amend Section 187, Chapter 345, Public Laws, 1929, relating to penalties for non-payment of license fees under Section 109 of said Chapter.

And

H. B. 285, A bill to be entitled An act to regulate the listing of real estate for taxes and to provide for the collection thereof.

And

H. B. 503, A bill to be entitled An act to amend Section 8028 of the North Carolina Code of 1927, being Section 4 of Chapter 221 of the Public Laws of 1927 providing for uniform handling of tax sales certificates; to provide for property owners to redeem their real estate from counties, cities and towns on a partial payment plan and to extend the time of foreclosure suits against tax certificates requiring counties, cities and towns to make certain rebates on excessive costs in foreclosure in tax liens; to repeal Section 8037 of the North Carolina Code, being Chapter 221, Section 4 Public Laws of 1927, relating to tax lien foreclosure; and amend Section 7994 of the North Carolina Code, Section 18, Chapter 92 of the Public Laws 1919, relating to discounts and penalties.

And

H. B. 777, A bill to be entitled An act to enable the Treasurer, by and with the consent of the Governor and Council of State, to issue bond anticipation notes against the bonds authorized by Chapter 147 of the Public Laws of 1927, to run for a longer period.

And

H. B. 844, A bill to be entitled An act to defer the sale of lands for taxes in Caswell County from the first Monday in June until the fifteenth day of November, 1931.

And

H. B. 508, A bill to be entitled An act to amend Section Twenty-nine, Public Laws of One Thousand Nine Hundred and Twenty-seven, so as to permit the operation of motor vehicles owned by orphanages on payment of registration fee of one dollar each.

And

H. B. 577, A bill to be entitled An act to amend Chapter 345, Section 332 Public Laws of 1929, allowing quarterly payments of income taxes, where same exceeds \$100.00.

And

H. B. 622, A bill to be entitled An act to tax slot machines in North Carolina.

And

H. B. 1021, A bill to be entitled An act to permit the Board of Commissioners of Transylvania County to hypothecate certificates of tax sales held by that County and to delay foreclosure proceedings thereupon.

And

H. B. 1015, A bill to be entitled An act to regulate the redemption of lands hereafter sold for taxes in Yadkin County.

And

H. B. 831, A bill to be entitled An act to postpone the enforced collection of 1930 taxes in Northampton County until October 1, 1931.

And

H. R. 169, A Resolution protesting excessive license tax on farm trucks and requesting decrease of said license tax.

With unfavorable reports.

By Mr. Rogers, for the Committee on Health.

S. B. 250, A bill to be entitled An act to amend Section 6777 of the Consolidated Statutes pertaining to the State Board of Embalmers.

And

S. B. 355, A bill to be entitled An act to repeal Section 4774 of Consolidated Statutes of 1919 and to provide a substitute therefor.

And

S. B. 369, A bill to be entitled An act to amend Chapter 91 of the Public-Local Laws of North Carolina Extra Session 1921, relating to the public hospital of No. 6 Township, Cleveland County, North Carolina.

And

H. B. 917, A bill to be entitled An act to permit the Board of Commissioners of Forsyth County to remove bodies from the Greenleaf colored cemetery.

And

S. B. 358, A bill to be entitled An act to amend Chapter 426, Public-Local Laws of 1919, as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921, and Chapter 605 of the Public-Local Laws of 1923, relating to certain duties of the Board of Health of New Hanover County.

And

S. B. 263, A bill to be entitled An act to amend Sub-section Four of Section 5006 of the Consolidated Statutes relating to maternity homes.

With favorable reports.

And

H. B. 868, A bill to be entitled An act to repeal Chapter 156 of the Public Laws of 1921, entitled "An act to provide for the detention, treatment and cure of inebriates."

And

H. B. 1002, A bill to be entitled An act to amend Chapter 138, Public-Local and Private Laws of North Carolina, Session 1919, relating to the creation of a joint Board of Health for the County of Wake and the City of Raleigh.

And

H. B. 1020, A bill to be entitled An act to amend Chapter 264 Private Laws 1923, relating to the creation of a Board of Health for the County and City of Durham.

And



H. B. 975, A bill to be entitled An act relating to the right to perform an autopsy upon the human body.

With unfavorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 989, A bill to be entitled An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

And

H. B. 1007, A bill to be entitled An act to provide for an audit of the various offices and departments of Bertie County.

And

S. B. 299, A bill to be entitled An act to amend Section Two Thousand Three Hundred and Six of the Consolidated Statutes, relating to the penalty of usury.

And

S. B. 412, A bill to be entitled An act to repeal Chapter 390 of the Public-Local Laws of the Session of 1925, relative to fees for recording title retention contracts in Granville County.

And

S. B. 402, A bill to be entitled An act to prevent depredations of domestic fowls in Sharpsburg and Olin Townships, Iredell County.

With favorable reports.

And

H. B. 1009, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes limiting the hours of work of women in industries to fifty-five hours a week.

With a favorable report.

On motion of Mr. Neal the bill is recommitted to the Committee on Manufacturing and Labor.

And

H. B. 695, A bill to be entitled An act to amend Chapter 201 Public Laws of 1921, prescribing the duties of tax listers and other county officers for securing a more perfect listing of agricultural statistics.

And

S. B. 111, A bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.

With unfavorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as "The Workmen's Compensation Act."

With an unfavorable report as to the bill, favorable as to the substitute.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1030, A bill to be entitled An act to permit the removal of land from the operation and provisions of Chapter 47 of the Consolidated Statutes, as amended, known as the "Torrens Law."

And

H. B. 1001, A bill to be entitled An act to amend House Bill One Hundred and Thirty-one, ratified January Thirty, One Thousand Nine Hundred and Thirty-one, entitled An act providing for a Peace Officers' Relief Fund for the City of Salisbury and Rowan County.

And

H. B. 865, A bill to be entitled An act to amend Section 542 of the Consolidated Statutes in reference to pleadings in actions for libel and slander.

And

S. B. 289, A bill to be entitled An act to amend Chapter 220 of the Public Laws of 1923, Section 2797 of the Consolidated Statutes and Acts Amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

And

H. B. 1013, A bill to be entitled An act to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

With favorable reports.

And

H. B. 968, A bill to be entitled An act to amend Section 196 of the Consolidated Statutes regulating admission to the practice of law.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 767, A bill to be entitled An act requiring the bailers and consignees to deliver up the property bailed or consigned upon the demand of the owner, or to account for the value thereof, and regulating and determining the presumptions and burden of proof in cases arising out of contracts of bailment and consignment.

And

S. B. 256, A bill to be entitled An act to amend Section 671 of the Consolidated Statutes of North Carolina relating to sales under execution.

And

H. B. 854, A bill to be entitled An act defining criminal syndicalism and sabotage and providing punishment therefor.

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

H. B. 980, A bill to be entitled An act to permit the reduction of expenses and taxes in the City of Asheville.

And

H. B. 1036, A bill to be entitled An act to make applicable to the City of Burlington Senate Bill 215 ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors.

And

H. B. 955, A bill to be entitled An act to authorize the Governing Bodies of Buncombe County and the City of Asheville by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the City of Asheville, jointly or at joint expense.

And

H. B. 1025, A bill to be entitled An act to amend Chapter 317, Public-Local Laws of 1929, relating to certain public funds in Currituck County.

And

H. B. 1026, A bill to be entitled An act to authorize the Board of Education of Burke County to compensate A. N. Dale for services rendered.

With favorable reports.

And



H. B. 823, A bill to be entitled An act to define the boundaries of the City of Saluda in the County of Polk and to amend the Charter of said City so as to extend the boundaries thereof.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Harris, for the Committee on Appropriations.

S. R. 283, A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State School for the Deaf at Morganton.

With a favorable report.

By Mr. Long of Alamance, for the Committee on Constitutional Amendments.

H. B. 719, A bill to be entitled An act to amend Section 3 of Article 5 of the Constitution so as to permit taxing property by a rule that is uniform as to each class of property, and to repeal Section 9 of Article 7 of the Constitution, and to provide for system of severance taxes.

With a favorable report, as amended.

By Mr. Brooks, for the Committee on Courts and Judicial Districts:

H. B. 1037, A bill to be entitled An act to make applicable to Alamance County the provisions of House Bill No. 258, ratified March 9, 1931, and entitled "An act to authorize boards of commissioners to establish County Courts with criminal jurisdiction.

And

H. B. 982, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Vance County.

And

H. B. 965, A bill to be entitled An act to establish a Recorder's Court for Madison County.

And

H. B. 999, A bill to be entitled An act to amend Chapter 52 of the Public-Local Laws of 1929, relating to the Recorder's Court of Leaksville Township, in Rockingham County.

And

H. B. 964, A bill to be entitled An act to authorize the Commissioners of Lee County, in their discretion, to abolish the County Recorder's Court.

And

H. B. 961, A bill to be entitled An act to amend Chapter 27, Article 19, Section 1579, of the Consolidated Statutes of North Carolina pertaining to Courts.

And

S. B. 404. A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, and Chapters 161 and 212, Public Laws of Session 1927, relating to Terms of Court in Harnett County.

And

H. B. 1010, A bill to be entitled An act to amend Section 1443 of Volume Three of the Consolidated Statutes providing additional Terms of Court for Wilkes County.

And

H. B. 1023, A bill to be entitled An act to repeal Chapter 159, Public Laws of 1929, placing Buncombe County under the General County Court Act.

And

H. B. 1024, A bill to be entitled An act to enlarge the territorial jurisdiction of the Police Court of the City of Asheville and for the appointment of Judge and Solicitor thereof.

With favorable reports.

And

H. B. 941, A bill to be entitled An act to amend the Charter of the Town of Bessemer City and to prescribe the jurisdiction and proceedings of the Recorder's Court.

With a favorable report, and on motion of Mr. Cherry, the bill is recommitted to the Committee on Courts and Judicial Districts.

And

H. B. 789, A bill to be entitled An act amending Chapter 85 of the Public Laws of Extra Session of 1924, relating to costs in civil actions in the General County Courts of the State.

The Committee Substitute heretofore reported favorably, is withdrawn, and the original bill, heretofore reported unfavorably by virtue of the substitute, is now reported without prejudice.

And

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of Juries in the General County Courts of the State.

The Committee Substitute heretofore reported favorably, is withdrawn, and the original bill, heretofore reported unfavorably by virtue of the substitute, is now reported without prejudice.

And

H. B. 790, A bill to be entitled An act to amend Chapter 242 of the Public Laws of 1925, and Chapter 250 of the Public Laws of 1925, relating to procedure, process and costs in the General County Courts of the State.

The Committee Substitute heretofore reported favorably, is withdrawn, and the original bill, heretofore reported unfavorably by virtue of the substitute, is now reported without prejudice.

And

S. B. 204, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, as amended by Chapter One Hundred and Eighty-five, Public Laws of One Thousand Nine Hundred and Twenty-three, relative to the Terms of Court of Bertie County.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Black, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 561, A bill to be entitled An act to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the County of Lee.

H. B. 689, A bill to be entitled An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.



H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

H. B. 988, A bill to be entitled An act to repeal Chapter 436, Public-Local Laws 1927, creating a Tax Commission for Mecklenburg County, and to authorize the Board of Commissioners of Mecklenburg County to employ an all time Tax Supervisor and to authorize said Board of Commissioners to adopt a system for the permanent listing of real estate for taxation.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mrs. Mebane: H. B. 1041, A bill to be entitled An act to provide a special fund for the enforcement of the Prohibition Law in the County of Rockingham.

Referred to the Committee on Judiciary No. 1.

By Mr. MacLean. H. B. 1042, A bill to be entitled An act to authorize a Prosecuting Attorney in the Recorder's Court of Aurora and Belhaven in certain cases.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Uzzell and Huffman: H. B. 1043, A bill to be entitled An act to provide for payment by the Board of County Commissioners of Rowan County to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in construction of State Highway No. 80.

Referred to the Committee on Judiciary No. 2.

By Mr. Johnston of Ashe, by request: H. B. 1044, A bill to be entitled An act to incorporate the Town of Warrensville in Ashe County.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Moss, Waynick and Ewbank: H. B. 1045, A bill to be entitled An act to provide for a study by the Tax Commission or its successors of the question of listing and assessing property for taxation.

Referred to the Committee on Finance.

By Messrs. Turner of Guilford and Jeffress: H. B. 1046, A bill to be entitled An act to specify the hours during which the several Justices of the Peace shall try criminal cases and to prohibit them from trying criminal cases after six o'clock P. M.

Referred to the Committee on Justices of the Peace.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 144, A bill to be entitled An act to provide additional Terms of the Superior Court for Davidson County.

For concurrence in the Senate Amendment.

On motion of Mr. Burgin, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 686, A bill to be entitled An act relative to the election of the Board of County Commissioners of Pasquotank County.

For concurrence in the Senate Amendment.

On motion of Mr. James the House concurs in the Senate Amendment and the bill is ordered Enrolled.

S. B. 432, A bill to be entitled An act relating to State's witnesses in Wake County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 433, A bill to be entitled An act to permit certain residents of Wake County to be elected to and hold the office of Recorder, Vice-Recorder, and Prosecuting Attorney of the Recorder's Court for the Town of Wake Forest.

Referred to the Committee on Courts and Judicial Districts.

S. B. 435, A bill to be entitled An act to amend the Charter of the City of Salisbury.

Referred to the Committee on Judiciary No. 1.

H. B. 35, A bill to be entitled An act to secure the safety of the various sinking funds of the County of Columbus and School Districts therein by proper investment.

For concurrence in the Senate Amendment.

On motion of Mr. McGougan, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

S. B. 361, A bill to be entitled An act to amend Chapter 48, Public Laws 1927, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors and to prescribe certain duties and acts to be performed with reference to the North Carolina Park Commission.

Referred to the Committee on Conservation and Development.

S. B. 371, A bill to be entitled An act to provide for the compensation of the Sheriff of Wayne County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 394, A bill to be entitled An act to place the police and firemen of the City of Asheville under civil service.

Referred to the Committee on Judiciary No. 2.

S. B. 403, A bill to be entitled An act to amend Chapter 61, Public Laws of 1923, now 111, Consolidated Statutes 3366 (h), relating to defective probates.

Referred to the Committee on Judiciary No. 1.

S. B. 268, A bill to be entitled An act to amend Section 1260, of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County.

Referred to the Committee on Salaries and Fees.

S. B. 279, A bill to be entitled An act to prohibit the use of steel traps in Hertford County, on the lands of another without written consent of the owner thereof.

Referred to the Committee on Game.

S. B. 352, A bill to be entitled An act to authorize the Governor and Council of State to advance to Caswell Training School \$25,000.00 for the construction and equipment of a tubercular building.

Referred to the Committee on Appropriations.

S. B. 354, A bill to be entitled An act to reorganize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said Board.

Referred to the Committee on Public Health.



S. B. 309, A bill to be entitled An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

Referred to the Committee on Finance.

S. B. 360, A bill to be entitled An act to authorize the payment of compensation to State convicts.

Referred to the Committee on Penal Institutions.

S. B. 416, A bill to be entitled An act to authorize Clerks of the Superior Court to have photostatic copies made of plats, maps, and blue prints and to insert the same in the record of special proceedings to which they relate.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 429, A bill to be entitled An act to amend Section 8049, Volume 11 of the Consolidated Statutes, relating to manner of settlement of Sheriff or Tax Collector.

Referred to the Committee on Finance.

S. B. 430, A bill to be entitled An act to amend Section 1 of the Consolidated Statutes relative to jurisdiction of administration of estates.

Referred to the Committee on Judiciary No. 2.

H. B. 417, A bill to be entitled An act to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents.

Placed on the Calendar for concurrence in the Senate Amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 222, A bill to be entitled An act to authorize the County Tax Collectors and other tax collections in Mecklenburg County to establish rules for the collection of taxes in partial payments.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 350, A bill to be entitled An act authorizing the Board of Commissioners of Columbus County to appoint rural policemen for said County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 413, A bill to be entitled An act to provide for clerical assistance to the Clerk of the Superior Court of Granville County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 353, A bill to be entitled An act creating five districts in Moore County for the selection of County Commissioners.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 967, A bill to be entitled An act for the relief of the Constable of Harkers Island Township.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 969, A bill to be entitled An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation thereof.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 998, A bill to be entitled An act to amend Chapter 73 of the Public-Local Laws of 1915, in reference to abolishing the office of County Treasurer of Northampton County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 340, A bill to be entitled An act to create Raleigh Auditorium Building Commission.

Mr. Upchurch offers a substitute for the bill, which is adopted and the substitute passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Substitute.

Senate Substitute Bill for H. B. 139, A bill to be entitled An act to amend Chapter 76, Public-Local Laws 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County.

For concurrence in the Senate Substitute.

On motion of Mr. McEachern, the substitute is adopted and passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

Senate Substitute Bill for H. B. 251, A bill to be entitled An act to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

For concurrence in the Senate Substitute.

On motion of Mr. Jones, the House fails to concur in the Senate Substitute, and a conference is asked.

The Speaker appoints as conferees on the part of the House, Messrs. Flanagan, Halstead, and Young of Durham.

H. B. 611, A bill to be entitled An act to permit fishing with trot lines and nets for cat fish in the Tennessee River, Graham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 754, A bill to be entitled An act to permit fishing with trot lines and baskets, for all kinds of fish except game fish, in the French Board River in Madison County, after having procured a fishing license for the season.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 674, A bill to be entitled An act relating to fishing in Bennetts Mill Pond in Chowan County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Senate Substitute Bill for H. B. 431, A bill to be entitled An act relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.

For adoption of the Senate Substitute.

On motion of Mr. Bruton, the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

Senate Substitute Bill for H. B. 650, A bill to be entitled An act creating five districts in Bertie County for the selection of County Commissioners.

For adoption of the Senate Substitute.

On motion of Mr. Ruffin, the Senate Substitute is adopted.



Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 657, A bill to be entitled An act to pay the burial expenses of N. B. Outlaw, a Confederate Veteran of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 944, A bill to be entitled An act to provide for the election of a cotton weigher and grader for the Town of St. Pauls, Robeson County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 948, A bill to be entitled An act to enable the Board of Commissioners of Tyrrell County to transfer certain funds to the General County Funds.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1012, A bill to be entitled An act to place Mrs. W. A. Fairchild of Wilkes County on the Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1014, A bill to be entitled An act to reduce the salary of the Sheriff of Franklin County, to abolish the office of Deputy Sheriff of Louisville Township, and to provide for Tax Collector for said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1019, A bill to be entitled An act to amend Chapter 172, Public-Local Laws, 1927, relative to officers of Cumberland County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 758, A bill to be entitled An act validating indebtedness of Robeson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 799, A bill to be entitled An act validating indebtedness of the Town of West Hickory.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 814, A bill to be entitled An act validating indebtedness of the Town of Franklinton.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 815, A bill to be entitled An act validating indebtedness of the Town of Beaufort.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance,



Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 833, A bill to be entitled An act validating indebtedness of the Town of Elkin.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 838, A bill to be entitled An act to provide for the payment of all the road bonds of Robesonville Township, Martin County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphey, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 879, A bill to be entitled An act validating indebtedness of Bladen County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 883, A bill to be entitled An act validating certain refunding bonds of Greene County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 899, A bill to be entitled An act validating the indebtedness of the County of Swain.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts,



Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 900, A bill to be entitled An act validating the indebtedness of the Town of Bryson City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 923, A bill to be entitled An act validating indebtedness of the Town of Dunn.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 930, A bill to be entitled An act relating to special assessments levied by the City of High Point.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor,

Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moyer, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 997, A bill to be entitled An act to empower the Board of Aldermen of the City of Fayetteville, to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moyer, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 1028, A bill to be entitled An act to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moyer, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts,



Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

S. B. 306, A bill to be entitled An act to relieve church property in the Town of Zebulon, Waks County, North Carolina, from all street paving assessments becoming due January 1, 1930, and subsequent thereto if approved by a majority of the voters.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbanks, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

S. B. 378, A bill to be entitled An act to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the City of Lenoir.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbanks, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—104.

Those voting in the negative are: None.

S. B. 302, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

As amended, remains on the Calendar, for its second reading roll call.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Chair lays before the House, for its consideration, H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

Mr. Hood sends forward an amendment.

Mr. Seawell calls for the previous question on the bill and amendment. The call is sustained.

The question now recurs upon the adoption of the amendment offered by Mr. Hood.

The amendment is adopted.

The question now recurs upon the passage of the bill as amended on its second reading.

Upon this Mr. Turner of Guilford, calls for the "ayes" and "noes". The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Burgin, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Warren, Doshier, Edwards, Ewbank, Garibaldi, Gattis, Gill, Graham, Hamilton, Hanes of Forsyth, Harris, Helms, Hood, Howell, James, Jeffress, Johnson of Pender, Jolly, Long of Alamance, Long of Halifax, MacLean, Moss, McBee, McGougan, McRae, Neal, Norman, Parker, Pitts, Seawell, Scarborough, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—56.

Those voting in the negative are: Messrs. Bender, Binford, Brinson, Cherry, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Day, DeHart, Ervin, Etheridge, Flanagan, Fulghum, Gatling, Gay, Greer, Groves, Gwalt-



ney, Gwyn, Halstead, Haynes of Surry, Hipps, Holmes, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Killian, Leake, Lumpkin, Lyon, Moye, McEachern, Newman, Puett, Rogers, Ruffin, Sigmon, Smith, Ward, and Willis—42.

The question now recurs upon the passage of the bill on its third reading.

Upon objection being made the bill goes over on its third reading until tomorrow.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 892, An act for the relief of Ex-Sheriff C. E. Moxley of Yadkin County.

H. B. 405, An act to provide an alternate juror in certain cases.

H. B. 145, An act to abolish the office of Treasurer of Swain County.

H. B. 540, An act for the protection of game in Graham County.

H. B. 140, An act to repeal Chapter Four Hundred Ninety-nine, Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relating to the setting of steel traps in Hoke County.

H. B. 194, An act for the relief of N. E. Milsaps and G. W. Shuler, Ex-Sheriff and Tax Collector of Graham County, authorizing the collection of back taxes due said Sheriffs.

H. B. 850, An act to prohibit stock and cattle from running at large in the Village of Portsmouth, Carteret County.

H. B. 367, An act to allow the Board of County Commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.

S. B. 286, An act to amend Section Two of Article Thirteen of the Constitution, as it relates to the submission to the people of amendments.

H. B. 150, An act to amend Chapter Two Hundred and Seventy-eight of the Public Laws of One Thousand Nine Hundred and Twenty-nine with respect to open season for squirrels, raccoons and opossums.

H. B. 79, An act to repeal Chapter Four Hundred One of the Public-Local Laws of North Carolina, Session of One Thousand Nine Hundred Twenty-nine.

H. B. 839, An act to place Cedar Island Township, Carteret County, under the provisions of the State-wide Stock Law.

H. B. 691, An act to authorize the creation of the office of Tax Collector for the County of Guilford.

H. B. 315, An act to amend Chapter Four Hundred and Sixty-nine of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the protection of foxes in Stokes County.

H. B. 646, An act prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said County.

H. B. 206, An act to protect foxes in Durham County.

H. B. 631, An act with reference to shipping rabbits in Ashe County.

H. B. 607, An act to amend Chapter Six Hundred and Eleven, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to migratory game law of Dare County.

H. B. 660, An act to regulate the sale of "Mixed Feed Oats" in North Carolina.

H. B. 237, An act to amend Chapter Four Hundred and Seven, Public-Local Laws of One Thousand Nine Hundred Eleven, as amended by Chapter Five Hundred and One, Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relating to hunting foxes in Duplin and Pender Counties, so as to exclude Pender County.

H. B. 517, An act to authorize the Board of Commissioners of Alamance County to purchase and convey land for purpose of protecting County Sinking Fund Investments.

H. B. 519, An act to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

H. B. 853, An act to repeal House Bill One Hundred and Seven, relating to relief of certain citizens in the incorporated Town of Benton Heights, Union County.

H. B. 884, An act to amend Chapter Four Hundred and Eighty-seven, Public-Local Laws, One Thousand Nine Hundred and Twenty-three, relating to the Game Law of Hyde County.

H. B. 535, An act to amend Chapter One Hundred and Four, Public-Local Laws of One Thousand Nine Hundred and Twenty nine, relative to the salary of the Sheriff of Ashe County.

H. B. 369, An act to amend Chapter One Hundred and Eighty-six of the Public-Local Laws of Extra Session of One Thousand Nine Hundred and Twenty-four, relative to Game Laws of Graham County.

H. B. 390, An act to validate special election of the Town of Morehead City for acquisition of Municipal Hospital and to provide for payment.

H. B. 632, An act to reduce salaries of the Public Officers of Northampton County.

H. B. 783, An act to amend Chapter Two Hundred and Thirty-one of the Private Laws of One Thousand Nine Hundred and Twenty-seven of North Carolina, relative to elections in the City of Salisbury, and defining certain rights and duties of the City Council.

H. B. 512, An act to amend Section Five Thousand One Hundred and Seventy-seven of the Consolidated Statutes of One Thousand Nine Hundred and Nineteen, relating to reserve fund in building and loan associations.

H. B. 179, An act to amend Section Six Thousand Fifty-four of the Consolidated Statutes, so as to provide for the nomination of County and Municipal officers and members of the General Assembly by primary in Wilkes County.

H. B. 513, An act to amend Section Five Thousand One Hundred and Eighty of the Consolidated Statutes of One Thousand Nine Hundred and Nineteen, relating to mutuality of building and loan associations.

H. B. 778, An act to validate the registrations of certain deeds in Haywood County.

S. B. 202, An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriation made to the State's Prison under Chapter One Hundred Fifty-two, Public Laws of One Thousand Nine Hundred Twenty-seven.

H. B. 341, An act to amend Section Six Thousand One Hundred Twenty four of the Consolidated Statutes, relating to the administration of State Parks and Forests by the Department of Conservation and Development.



On motion of Mr. Rogers, H. B. 975, A bill to be entitled An act relating to the right to perform an autopsy upon the human body, is taken from the unfavorable Calendar and recommitted to the Committee on Health.

On motion of Mr. Moss, the House adjourns and will meet tomorrow at 10 o'clock A. M.

### FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, March 14, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. R. Walker of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. John Shaw of Mecklenburg County, and J. C. B. Ehringhaus of Pasquotank County, former members of the House.

On motion of Mr. Davis of Edgecombe, Alton Battle Smith, and Lee Creecy Smith, sons of the Honorable Willis Smith, Speaker of the House, are made Honorary Pages of the House.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members, and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Rogers, for the Committee on Health.

S. B. 354, A bill to be entitled An act to reorganize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said Board.

And

H. B. 975, A bill to be entitled An act relating to the right to perform an autopsy upon the human body.

With favorable reports.

And

H. B. 716, A bill to be entitled An act to amend Section 3411 (s) of the Consolidated Statutes of North Carolina, Volume Three (1924), relating to the medical use of spirituous liquors.

Bill reported without prejudice.

### ENGROSSED BILLS

Mr. Black, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 944, A bill to be entitled An act to provide for the election of a cotton weigher and grader for the town of St. Pauls, Robeson County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hipps: H. B. 1047, A bill to be entitled An act to repeal H. B. 428 entitled "An act to amend Chapter 368 of the Public-Local Laws of 1911 and Chapter 203 of the Public-Local Laws of 1917 relating to the Police Court for the Town of Canton, County of Haywood."

Passes first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without Engrossment.

By Messrs. Johnson of Halifax, and Neal: H. B. 1048, A bill to be entitled An act to prohibit the construction of any further State highways of hard surface of a width less than eighteen feet.

Referred to the Committee on Public Roads.

By Mr. Turner of Guilford, by request: H. B. 1049, A bill to be entitled An act to amend Section 1178 of the Consolidated Statutes of North Carolina relating to declaration of corporate dividends.

Referred to the Committee on Corporations.

By Mr. Turner of Guilford: H. B. 1050, A bill to be entitled An act to amend Section 1443, Consolidated Statutes, relating to Terms of Court and to provide a division of the Terms of Superior Court in counties having a city or town other than the county seat with a population of more than thirty-five thousand.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Jeffress and Hood: H. B. 1051, A bill to be entitled An act to amend Section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities.

Referred to the Committee on Finance.

And

H. B. 1052, A bill to be entitled An act to amend the Local Government Act (Senate Bill 162, ratified March 3, 1931).

Referred to the Committee on Finance.

And

H. B. 1053, A bill to be entitled An act to amend Chapter 170 of the Public Laws of 1929 so as to correct a typographical error in reference to the Consolidated Statutes.

Referred to the Committee on Finance.

And

H. B. 1054, A bill to be entitled An act to validate certain notes of counties.

Referred to the Committee on Finance.

By Messrs. Johnson of Halifax, and Long of Halifax: H. B. 1055, A bill to be entitled An act to allow the Board of Commissioners of Halifax County and the Board of Trustees of Weldon Graded School in Halifax County to aid in reopening the Bank of Weldon, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to Senate without Engrossment.



By Messrs. Long of Alamance and Day: H. R. 1056, A Resolution relative to the death of the mother of Representative C. L. Braddy, of the County of Bladen.

On motion of Mr. Long of Alamance the rules are suspended, and the resolution is placed on its immediate passage.

Passes its second and third readings by a rising vote and is sent to the Senate without Engrossment.

By Mr. Spence: H. B. 1057, A bill to be entitled An act to postpone the date at which a sinking fund is begun to be provided for bonds of the State to be issued for the Industrial Farm Colony for Women.

Referred to the Committee on Finance.

By Messrs. Brooks, and Young of Durham, by request: H. B. 1058, A bill to be entitled An act to permit the people of the City of Durham to vote upon certain zoning regulations as contained in Chapter 250 of the Public Laws of 1923.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 420, A bill to be entitled An act providing for certain special taxes in counties.

Referred to the Committee on Finance.

H. B. 890, A bill to be entitled An act to restrict the authority of counties in the rate of taxes to be levied hereafter.

Placed on the Calendar for concurrence in the Senate Amendments.

H. B. 68, A bill to be entitled An act to abolish the Board of Road Commissioners of the County of Hertford and to substitute the Board of Commissioners of said County in lieu thereof.

For concurrence in the Senate Amendment.

On motion of Mr. Jones the House concurs in Senate Amendment, and the bill is ordered Enrolled.

H. B. 189, A bill to be entitled An act to amend Chapter 273 of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks.

Placed on the Calendar for concurrence in the Senate Amendments.

H. B. 359, A bill to be entitled An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

For concurrence in the Senate Amendments.

On motion of Mr. Johnson of Currituck the House concurs in Senate Amendment, and the bill is ordered Enrolled.

H. B. 567, A bill to be entitled An act to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina relating to drainage.

Placed on the Calendar for concurrence in the Senate Amendment.

S. B. 414, A bill to be entitled An act to amend Section 927 of the Consolidated Statutes relative to the bonds of the Clerks of the Superior Courts.

Referred to the Committee on Finance.

S. B. 418, A bill to be entitled An act to amend Section 218 (e) of the Consolidated Statutes of North Carolina, Volume Three.

Referred to the Committee on Banks and Banking.

S. B. 426, A bill to be entitled An act relating to the salary of the Treasurer of Stokes County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 428, A bill to be entitled An act to preserve the fiduciary powers and liabilities of banks upon consolidation.

Referred to the Committee on Banks and Banking.

S. B. 249, A bill to be entitled An act to preserve the native plant growth of the State.

Referred to the Committee on Conservation and Development.

S. B. 317, A bill to be entitled An act to repeal Section 672 of the Consolidated Statutes concerning the time for the return of execution and re-enacting the same.

Referred to the Committee on Judiciary No. 2.

S. B. 356, A bill to be entitled An act to repeal the Absentee Ballot Law with respect to Union County.

Referred to the Committee on Election Laws.

S. B. 410, A bill to be entitled An act to place the names of certain Confederate Soldiers and widows of Confederate Soldiers on the Pension List.

Referred to the Committee on Pensions.

S. B. 436, A bill to be entitled An act relating to the Tax Collector and Auditor of Columbus County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 439, A bill to be entitled An act to place the Government of the Town of Clayton under the provisions of Chapter 56, Volume One, and amendments relating to municipal corporations.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 442, A bill to be entitled An act to authorize the various counties of the State and road districts to use any surplus funds and to sell and dispose of camp sites and supplies.

Referred to the Committee on Public Roads.

S. B. 446, A bill to be entitled An act to amend H. B. 599, ratified on March 6, 1931, relating to the time of holding the election in the Town of Roanoke Rapids upon the subject of extending its corporate limits.

Referred to the Committee on Counties, Cities and Towns.

Substitute for S. B. 57, A bill to be entitled An act relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto.

Referred to the Committee on Public Roads.

S. B. 240, A bill to be entitled An act to require the State Highway Commission to pave road number 130 from Supply to its intersection with number 303 in Brunswick County.

Referred to the Committee on Public Roads.

S. B. 376, A bill to be entitled An act to repeal Section 7362 (1) Volume Three of the Consolidated Statutes relating to commitment to the East Carolina Training School for Boys.

Referred to the Committee on Judiciary No. 2.

S. B. 405, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929 known as "The Workman's Compensation Act".

Referred to the Committee on Insurance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



H. B. 1001, A bill to be entitled An act to amend House Bill One Hundred and Thirty-one, ratified January Thirty, One Thousand Nine Hundred and Thirty-one, entitled, "An act providing for a Peace Officer's Relief Fund for the City of Salisbury and Rowan County".

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1007, A bill to be entitled An act to provide for an audit of various offices and departments of Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1011, A bill to be entitled An act relating to discounts and penalties in payment of taxes in the Towns of Ronda and Wilkesboro in Wilkes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1013, A bill to be entitled An act to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1024, A bill to be entitled An act to enlarge the territorial jurisdiction of the Police Court of the City of Asheville and for the appointment of Judge and Solicitor thereof.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1025, A bill to be entitled An act to amend Chapter 317, Public-Local Laws of 1929, relating to certain public funds in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 774, A bill to be entitled An act to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular Tax Collector of Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 917, A bill to be entitled An act to permit the Board of Commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 934, A bill to be entitled An act authorizing the collection of back taxes in Rutherford County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 980, A bill to be entitled An act to permit the reduction of expenses and taxes in the City of Asheville.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 982, A bill to be entitled An act to amend Section 2334, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Vance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 999, A bill to be entitled An act to amend Chapter 52 of the Public-Local Laws of 1929, relating to the Recorder's Court of Leaksville Township, in Rockingham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1026, A bill to be entitled An act to authorize the Board of Education of Burke County to compensate A. N. Dale for services rendered.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1036, A bill to be entitled An act to make applicable to the City of Burlington, Senate Bill No. 215, ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1037, A bill to be entitled An act to make applicable to Alamance County the provisions of House Bill No. 258, ratified March 9, 1931, and entitled "An act to authorize boards of commissioners to establish County Courts with criminal jurisdiction".

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 108, A bill to be entitled An act to authorize the Governing Board of the City of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid.

Passes its second and third readings, and is ordered Enrolled.

S. B. 179, A bill to be entitled An act to repeal Chapter 210 of the Public Laws of 1929, in reference to the price of land entered in Cherokee County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 252, A bill to be entitled An act to set aside certain funds of the Town of Andrews, North Carolina, as a sinking fund.

Passes its second and third readings, and is ordered Enrolled.

S. B. 412, A bill to be entitled An act to repeal Chapter 390 of the Public-Local Laws of the Session of 1925, relative to fees for recording title retention contracts in Granville County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 358, A bill to be entitled An act to amend Chapter 426, Public-Local Laws of 1919, as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921, and Chapter 605 of Public-Local Laws of 1923, relating to certain duties of the Board of Health of New Hanover County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 369, A bill to be entitled An act to amend Chapter 91, of the Public-Local Laws of North Carolina, Extra Session 1921, relating to the Public Hospital of No. 6 Township, Cleveland County, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 402, A bill to be entitled An act to prevent depredations of domestic fowls in Sharpesburg and Olin Townships, Iredell County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 258, A bill to be entitled An act relating to tax listing in Johnston County.

Passes its second and third readings, and is ordered Enrolled.



S. B. 290, A bill to be entitled An act to authorize collection certain delinquent taxes in the Town of Aulander, Bertie County, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 291, A bill to be entitled An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire on obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

Passes its second and third readings, and is ordered Enrolled.

H. B. 11, A bill to be entitled An act relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.

For concurrence in the Senate Amendment.

On motion of Mr. Ervin, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 384, A bill to be entitled An act establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 417, A bill to be entitled An act to amend Section 6299 of the Consolidated Statutes, relating to the licensing of insurance agents.

For concurrence in the Senate Amendment.

On motion of Mr. Hanes of Forsyth, the House fails to concur in the Senate Amendment, and a conference is asked for.

H. B. 955, A bill to be entitled An act to authorize the Governing Bodies of Buncombe County and the City of Asheville, by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the City of Asheville, jointly or at joint expense.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 964, A bill to be entitled An act to authorize the Commissioners of Lee County, in their discretion, to abolish the County Recorder's Court.

On motion of Mr. Seawell, the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 965, A bill to be entitled An act to establish a Recorder's Court for Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 790, A bill to be entitled An act to amend Chapter 242 of the Public Laws of 1925, and Chapter 250 of the Public Laws of 1925, relating to procedure, procedure process and costs in the General County Courts of the State.

On motion of Mr. Brooks, the bill is laid on the Table.

H. B. 817, A bill to be entitled An act to provide for the compilation of statistics, relating to the blind of the State.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 789, A bill to be entitled An act amending Chapter 85 of the Public Laws of Extra Session of 1924, relating to costs in civil actions in the General County Courts of the State.

On motion of Mr. Brooks the bill is laid on the Table.

H. B. 705, A bill to be entitled An act to amend Consolidated Statutes, Chapter 42, Section 2277, 2283 (a) and 2283 (q), relating to inns, hotels and restaurants.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 764, A bill to be entitled An act to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 865, A bill to be entitled An act to amend Section 542 of the Consolidated Statutes in reference to pleadings in actions for libel and slander.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 874, A bill to be entitled An act to amend Sections Two Thousand Two Hundred and Ninety-one and Two Thousand Two Hundred and Ninety-two, of the Consolidated Statutes, relating to sales of estates of idiots, inebriates and lunatics.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 924, A bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

House Substitute for S. B. 24, A bill to be entitled An act to provide a closer check of the Pension Roll by the Register of Deeds and the Clerk of the Court in each County in the State.

Substitute adopted, and as amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the Senate Substitute, and amendment.

H. B. 961, A bill to be entitled An act to amend Chapter 27, Article 19, Section 1579 of the Consolidated Statutes of North Carolina, pertaining to Courts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 983, A bill to be entitled An act to amend Sections 4480 and 4481 of Volume Three of the Consolidated Statutes, relating to landlord and tenant, making the same applicable to Vance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1010, A bill to be entitled An act to amend Section 1443 of Volume Three of the Consolidated Statutes providing additional terms of Court for Wilkes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



H. B. 1023, A bill to be entitled An act to repeal Chapter 159, Public Laws of 1929, placing Buncombe County under the General County Court Act.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1030, A bill to be entitled An act to permit the removal of land from the operation and provisions of Chapter 47 of the Consolidated Statutes as amended, known as the "Torrens Law."

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 925, A bill to be entitled An act to provide for co-operation with the United States Bureau of Fisheries in fish cultural operations and scientific investigations in the waters of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, trucks-tractors, trailers and semi-trailers, and busses.

On motion of Mr. Cherry is made a Special Order for Tuesday, March 17, after the conclusion of the Public-Local Calendar.

S. B. 146, A bill to be entitled An act to fix the settlement of paupers coming into the State of North Carolina from other states.

Passes its second and third readings, and is ordered Enrolled.

S. B. 182, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina, so as to permit newspaper carrier boys to be employed between the hours of 5 A. M. and 8 P. M.

Passes its second and third readings, and is ordered Enrolled.

H. B. 820, A bill to be entitled An act to provide better hunting in North Carolina and to give landowners in North Carolina revenue therefrom.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 163, A bill to be entitled An act to permit certain persons who entered the Military Service of the United States and who were at that time qualified to stand examination to practice pharmacy to now stand such examination.

Passes its second and third readings, and is ordered Enrolled.

S. B. 166, A bill to be entitled An act to validate the acts of the Corporation Commission of North Carolina, the Chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 207, A bill to be entitled An act regulating sales of real and personal property by receivers.

Passes its second and third readings, and is ordered Enrolled.

S. B. 214, A bill to be entitled An act to amend Section 1 of Chapter 170, Public Laws of 1921, relative to weights and measures.

Passes its second and third readings, and is ordered Enrolled.

H. B. 978, A bill to be entitled An act validating indebtedness of the Town of Troy.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hips, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 1016, A bill to be entitled An act to validate revenue anticipation notes heretofore issued by the City of Hendersonville.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hips, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

S. B. 302, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909, and Acts amendatory thereof, relating to the City Charter of the City of High Point.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hips, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 995, A bill to be entitled An act validating notes issued by Durham County.

Passes its second reading by the following vote and takes its place on the Calendar:



Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 833, A bill to be entitled An act validating indebtedness of the Town of Elkin.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 799, A bill to be entitled An act validating indebtedness of the Town of West Hickory.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin,

Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 838, A bill to be entitled An act to provide for the payment of all the road bonds of Robersonville Township, Martin County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 814, A bill to be entitled An act validating indebtedness of the Town of Franklinton.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 758, A bill to be entitled An act validating indebtedness of Robeson County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck,



Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 815, A bill to be entitled An act validating indebtedness of the Town of Beaufort.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 883, A bill to be entitled An act validating certain refunding bonds of Greene County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 899, A bill to be entitled An act validating the indebtedness of the County of Swain.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of

Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 879, A bill to be entitled An act validating indebtedness of Bladen County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 900, A bill to be entitled An act validating the indebtedness of the Town of Bryson City.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 923, A bill to be entitled An act validating indebtedness of the Town of Dunn.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.



H. B. 930, A bill to be entitled An act relating to special assessments levied by the City of High Point.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 1028, A bill to be entitled An act to amend Chapter 214 Public-Local Laws, 1925, relating to Haywood County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

H. B. 997, A bill to be entitled An act to empower the Board of Aldermen of the City of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes to be submitted to a vote of the people.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

S. B. 378, A bill to be entitled An act to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the City of Lenoir.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

S. B. 306, A bill to be entitled An act to relieve church property in the Town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1, 1930, and subsequent thereto if approved by a majority of the voters.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Binford, Black, Brinson, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, DeHart, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Long of Alamance, Lyon, Mebane, Moss, McBee, McGougan, Parker, Pinnix, Puett, Reed, Seawell, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—71.

Those voting in the negative are: None.

S. B. 333, A bill to be entitled An act to enable any two or more counties to establish a District Hospital Home in lieu of separate County Homes.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Brooks, Burgin, Butler, Brinson, Cherry, Cloud, Cox of Jackson, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Ervin, Etheridge, Flanagan, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Holmes, Hood, Howell, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, Killian, Long of Alamance, Long of Halifax, Lyon Mebane, Moss, McEachern, McGougan, Norman, Parker, Pinnix, Puett, Reed, Seawell, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—66.

Those voting in the negative are: Messrs. DeHart, Fulghum, Henry, Hipps—4.



Substitute for H. B. 823, A bill to be entitled An act to define the boundaries of the City of Saluda in the County of Polk and to amend the Charter of said City so as to extend the boundaries thereof.

Substitute adopted and remains on the Calendar for is second reading.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 340, An act to create Raleigh Auditorium Building Commission.

H. B. 878, An act to allow the Commissioners of Transylvania County to freeze County deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said Bank.

S. B. 350, An act authorizing the Board of Commissioners of Columbus County to appoint rural policemen for said County.

H. B. 144, An act to provide additional Terms of Superior Court for Davidson County.

H. B. 35, An act to secure the safety of the various sinking funds of the County of Columbus and School Districts therein by proper investment.

H. B. 650, An act creating five districts in Bertie County for the selection of County Commissioners.

H. B. 139, An act to amend Chapter Seventy-six, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, regulating the sale of cotton in the seed in certain counties, making the Act applicable to Hoke County.

H. B. 431, An act relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.

H. B. 1035, An act to amend Chapter Six Public-Local Laws of One Thousand Nine Hundred Sixteen, so defendant may have two preemptory challenges and the State one in criminal trials.

H. B. 306, An act to prevent the employment of persons under eighteen years of age in mills, factories, canneries, workshops, or manufacturing establishments, at night.

H. B. 686, An act relative to the election of the Board of County Commissioners of Pasquotank County.

H. B. 887, An act to amend Chapter Two Hundred Eighty-nine of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine relative to the duties of County officers of Madison County.

H. B. 509, An act to amend Chapter Thirty-six, Public Laws of One Thousand Nine Hundred and Twenty-seven, amending Section Seven Thousand Six Hundred and Sixty-seven of the Consolidated Statutes, relative to distribution of Supreme Court reports and other Public Laws and documents.

H. B. 886, An act to repeal Chapter Two Hundred Seventy-nine, Private Laws of One Thousand Nine Hundred Seven, incorporating the Town of Cherry in Washington County.

H. R. 1040, A Joint Resolution to further postpone the revaluation of property in North Carolina to April the first, One Thousand Nine Hundred and Thirty-one.

On motion of Mr. Spence, the House adjourns and will meet Monday at 12 o'clock noon.

## FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Monday, March 16, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rabbi Isador Printz of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Mr. J. C. Sykes, of Union County, former member of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance.

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

And

S. B. 253, A bill to be entitled An act for relief of the Treasurer and Sheriff and other officials of Wilkes County.

And

S. B. 348, A bill to be entitled An act authorizing the issue of bonds in certain cases by Special Charter School Districts and validating certain indebtedness of such Districts.

And

H. B. 977, A bill to be entitled An act for the relief of J. K. Reid, Sheriff of Washington County, and for the relief of Leon S. Brey, former Treasurer of Washington County.

And

H. B. 956, A bill to be entitled An act to amend Chapter 34 Private Laws of 1909, same being An act authorizing the City of Asheville to appropriate funds from general taxes for the advancement and development of the City.

With favorable reports, as amended.

And

H. B. 354, A bill to be entitled An act to authorize the Board of Commissioners of Rutherford County to relieve W. C. Hardin, former Sheriff and Tax Collector of Rutherford County, from liability for funds on deposit in Rutherford County Bank and Trust Company at the time of the failure of said Bank.

With an unfavorable report as to bill, favorable as to substitute, as amended.

And

H. B. 792, A bill to be entitled An act to amend Section 13 of Chapter 342 of the Private Laws of 1901, relating to the levy of privilege taxes by the Town of Scotland Neck.

With an unfavorable report.

By Mr. Hood, for the Committee on Finance.



Substitute for S. B. 309, A bill to be entitled An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

With a favorable report.

#### ENGROSSED BILLS

Mr. Bruton, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate:

H. B. 384, A bill to be entitled An act establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

H. B. 674, A bill to be entitled An act relating to fishing in Bennett's Mill Pond in Chowan County.

H. B. 705, A bill to be entitled An act to amend Consolidated Statutes, Chapter 42, Section 2277, 2283, (A) and 2283 (Q) relating to inns, hotels and restaurants.

H. B. 764, A bill to be entitled An act to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

H. B. 817, A bill to be entitled An act to provide for the compilation of statistics relating to the blind of the State.

H. B. 1024, A bill to be entitled An act to enlarge the territorial jurisdiction of the Police Court of the City of Asheville and for the appointment of Judge and Solicitor thereof.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Day: H. B. 1059, A bill to be entitled An act providing for a Tax Collector for Onslow County.

Referred to the Committee on Finance.

By Messrs. Turner or Guilford, and Jeffress, by request: H. B. 1060, A bill to be entitled An act to amend Section 8237 of the Consolidated Statutes as same applies to Guilford County and the Cities of Greensboro and High Point.

Referred to the Committee on Judiciary No. 1.

By Mr. Binford: H. B. 1061, A bill to be entitled An act to prescribe how candidates may be nominated in the Town of Madison.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to Senate without Engrossment.

By Mr. Johnson of Pender: H. B. 1062, A bill to be entitled An act to provide for the payment of property taxes due Pender County, in install-

ments, and to authorize the Commissioners of Pender County to levy a general County-wide tax for all school purposes.

Referred to the Committee on Finance.

By Mr. Johnson of Halifax: H. B. 1063, A bill to be entitled An act to prescribe certain duties of the Executive Council, the several Welfare Officers of the State, and the State Highway Patrol in connection with parole of prisoners and also to provide for other services of the State Highway Patrol.

Referred to the Committee on Judiciary No. 1.

By Mr. Connor: H. B. 1064, A bill to be entitled An act to amend Chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors.

Referred to the Committee on Public Roads.

And

H. B. 1065, A bill to be entitled An act to revise the Law as to the establishment of cartways to make the same conform to changes in the Public Road Law.

Referred to the Committee on Public Roads.

By Mr. Ewbanks: H. B. 1066, A bill to be entitled An act to provide for an election to determine the will of the people in any county upon the proposition of retaining or not retaining the provision for a special tax levy in any county having an extended school term to supplement the Statewide six months school term, said provision for special tax levy to support such extended term having been provided for under the provisions of Section 5563, 5564, 5565, 5566 of the Consolidated Statutes, Volume Three.

Referred to the Committee on Finance.

By Mr. Spence, by request: H. B. 1067, A bill to be entitled An act to amend Chapter 120, Public Laws 1929, relating to assessment against self-insurers under the provisions of the Workmen's Compensation Act.

Referred to the Committee on Insurance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Substitute for S. B. 157, A bill to be entitled An act providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof.

On motion of Mr. Allen the bill is placed on the Calendar.

S. B. 339, A bill to be entitled An act to amend Section 6382 of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.

Referred to the Committee on Insurance.

Substitute for S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for usury.

Referred to the Committee on Judiciary No. 2.

S. B. 396, A bill to be entitled An act to amend Section 2776 (s) of the Consolidated Statutes of North Carolina relating to the zoning of certain properties.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastors' residences from the payment



of street assessment and sidewalk improvements for the year 1931 and subsequent years in the Town of Williamston, North Carolina.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 445, A bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

Referred to the Committee on Judiciary No. 1.

H. B. 318, A bill to be entitled An act to amend Section Four, Chapter 233, of the Public Laws of North Carolina Session 1925 in reference to the salaries of officers of the Municipal County Court of Lenoir.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 842, A bill to be entitled An act to amend Chapter 51, Public Laws of 1927, permitting shipment of rabbits by Parcel Post.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 859, A bill to be entitled An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

For concurrence in the Senate Amendment.

On motion of Mr. Howell the House concurs in Senate Amendment and the bill is ordered Enrolled.

SENATE CHAMBER,

March 16, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Substitute to House Bill 251, title, "To place the officers of Hertford County on a salary basis and to fix the salary of each officer", and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Whedbee and Campbell.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 803, A bill to be entitled An act relating to the disposition of unclaimed funds deposited with officials of State hospitals and charitable institutions.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 989, A bill to be entitled An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

As amended, passes its second reading, and remains on the Calendar.

H. B. 890, A bill to be entitled An act to restrict the authority of counties in the rate of taxes to be levied hereafter.

For concurrence in the Senate Amendments.

Mr. Connor makes a motion that the House concur in the Senate Amendments.

Mr. Moßs offers as a substitute motion that the House concur in the amendment of Senator Johnson of Duplin and that the House do not concur in the amendment of Senator Gravely, which motion prevails.

The amendment of Senator Johnson of Duplin is adopted.

The amendment of Senator Gravely is rejected.

H. B. 953, A bill to be entitled An act to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 928, A bill to be entitled An act to amend Section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the Clerks of the Superior Courts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 949, A bill to be entitled An act to amend Chapter 148, Section 17, Public Laws of 1927, to provide for mechanical or electrical signal devices in addition to the hand signals.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 189, A bill to be entitled An act to amend Chapter Two Hundred Seventy-three of the Public Laws of the Session of 1929, relating to the punishment of worthless checks.

For concurrence in the Senate Amendments.

The House concurs in all the Senate Amendments, except the one affecting Surry County.

On motion of Mr. Haynes of Surry, the House fails to concur in the Senate Amendment, affecting Surry County, and asks for a conference.

The Speaker appoints as conferees on the part of the House, Messrs. Haynes of Surry, Johnson of Chatham, and Sigmon, and the Senate is so notified.

Substitute Bill for H. B. 968, A bill to be entitled An act to amend Section 196 of the Consolidated Statutes regulating to admission to the practice of the law.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 975, A bill to be entitled An act relating to the right to perform an autopsy upon the human body.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 567, A bill to be entitled An act to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina relating to drainage.

For concurrence in the Senate Amendment.

On motion of Mr. Halstead, the House fails to concur in the Senate Amendment, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Halstead, Bender, and Jones, and the Senate is so notified.



Substitute Bill for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture.

Substitute adopted, and on motion of Mr. Allen the bill goes over on its several readings until tomorrow's Session.

Substitute Bill for H. B. 861, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, and towns, and other municipalities in the State to pay the cost of personal service.

On motion of Mr. Hood, the bill is made a third Special Order for Tuesday, March 17, 1931.

H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

On motion of Mr. Seawell, the bill is made a second Special Order for Tuesday, March 17, 1931.

Substitute Bill for H. B. 823, A bill to be entitled An act to define the boundaries of the City of Saluda in the County of Polk and to amend the Charter of said City, so as to extend the boundaries thereof.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.

Those voting in the negative are: None.

S. B. 333, A bill to be entitled An act to enable any two or more counties to establish a district hospital home in lieu of separate county homes.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.

Those voting in the negative are: None.

H. B. 978, A bill to be entitled An act validating indebtedness of the Town of Troy.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.

Those voting in the negative are: None.

H. B. 1016, A bill to be entitled An act to validate revenue anticipation note heretofore issued by the City of Hendersonville.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.

Those voting in the negative are: None.

H. B. 995, A bill to be entitled An act validating notes issued by Durham County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.



Those voting in the negative are: None.

S. B. 302, A bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of 1909 and all Acts amendatory thereof, relating to the City Charter of the City of High Point.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Johnston of Caswell, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, Neal, Newman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Scarborough, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—81.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 836, An act to increase the bond of the Clerk of the Recorder's Court of Durham County, to prescribe expenditures for Clerk hire in said Court, and to increase the jury fees in said Court.

H. B. 877, An act to amend Chapter Eleven of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, being An act creating four districts in Craven County for the election of County Commissioner.

H. B. 293, An act to amend and extend the Charter of Grace Hospital, Incorporated.

H. B. 863, An act to amend Chapter Two Hundred and Fifty-three Private Laws, One Thousand Nine Hundred and Three, relating to the Charter of the Town of Buies Creek.

H. B. 480, An act to amend Chapter Four Hundred and Forty-five, of the Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the division of Mitchell County in Road Districts and working the free labor thereon.

H. B. 664, An act to repeal Chapter Six Hundred Twenty-two, Public-Local Laws, One Thousand Nine Hundred and Twenty-seven and Chapter Two Hundred Thirty-four, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, relating to free labor on the roads of Avery County.

S. B. 48, An act to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.

H. B. 569, An act amending Chapter Four Hundred Thirty-one, Public-Local Laws of One Thousand Nine Hundred Twenty-seven, amending the Game Laws of Currituck County.

H. B. 678, An act to amend Chapter Three Hundred and Ninety-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relative to the compensation of the Chairman of the Board of County Commissioners of Mecklenburg County.

H. B. 619, An act to amend Chapter Two Hundred and Forty-two, Private Laws of One Thousand Nine Hundred and Twenty-one, as amended, the same being the Charter of the City of Durham, relating to the payment of a fee of five dollars for candidates for Mayor and Aldermen in primary elections.

H. B. 600, An act to amend Chapter Ninety, Private Laws of One Thousand Nine Hundred and Seven, pertaining to the collection of taxes, and to amend Chapter Twelve, Private Laws of One Thousand Nine Hundred and Seventeen, pertaining to the collection of assessments, in the Town of Canton, Haywood County.

H. B. 202, An act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

H. B. 732, An act to approve and validate the action of the Board of Commissioners of Alexander County in the purchase of a certain tract of land for County Home purposes, and to levy a tax therefor.

H. B. 736, An act to provide for a stenographer fee in the Superior Court of Jones County.

S. B. 222, An act to authorize the Board of County Commissioners and the governing authority of municipalities in Mecklenburg County to establish rules for the collection of taxes in partial payments.

H. B. 642, An act to permit pound net fishing within the three mile limit of the Atlantic Ocean.

H. B. 490, An act amending Chapter Two Hundred and Twenty-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to the propagation of wild fowl in Currituck County.

H. B. 855, An act to abolish the office of Auditor of Cumberland County and to authorize the Board of Commissioners to appoint a County Accountant or impose the duties of County Accountant upon the County Treasurer.

S. B. 179, An act to repeal Chapter Two Hundred Ten of the Public Laws of One Thousand Nine Hundred Twenty-nine, in reference to the price of land entered in Cherokee County, North Carolina.

S. B. 358, An act to amend Chapter Four Hundred Twenty-six, Public-Local Laws of One Thousand Nine Hundred Nineteen, as amended by Chapter Five Hundred Ninety-two of the Public-Local Laws of One Thousand Nine Hundred Nineteen, Chapter Five Hundred Five of the Public-Local Laws of One Thousand Nine Hundred Twenty-one, and Chapter Six Hundred Five of Public-Local Laws of One Thousand Nine Hundred Twenty-three, relating to certain duties of the Board of Health of New Hanover County.

S. B. 402, An act to prevent depredations of domestic fowls in Sharpesburg and Olin Townships, Iredell County.

S. B. 108, An act to authorize the Governing Board of the City of Asheville to credit or refund certain payments of One Thousand Nine Hundred Twenty-nine taxes erroneously levied and paid.



S. B. 290, An act to authorize collection certain delinquent taxes in the Town of Aulander, Bertie County, North Carolina.

S. B. 146, An act to fix the settlement of paupers coming into the State of North Carolina from other States.

S. B. 252, An act to set aside certain funds of the Town of Andrews, North Carolina, as a sinking fund.

S. B. 163, An act to permit certain persons who entered the Military Service of the United States and who were at that time qualified to stand examination to practice Pharmacy to now stand such examination.

S. B. 214, An act to amend Section One of Chapter One Hundred Seventy, Public Laws of One Thousand Nine Hundred Twenty-one, relative to weights and measures.

S. B. 258, An act relating to tax listing in Johnston County.

S. B. 412, "An act to repeal Chapter Three Hundred Ninety of the Public-Local Laws of the Session of One Thousand Nine Hundred Twenty-five." Relative to fees for recording title retention contracts in Granville County.

S. B. 378, An act to amend Chapter Two Hundred Twenty-four, Private Laws, One Thousand Nine Hundred Twenty-seven, conferring power on certain cities and towns to make certain local improvements, so as to include the city of Lenoir.

S. B. 207, An act regulating sales of real and personal property by receivers.

S. B. 306, An act to relieve church property in the Town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January first, One Thousand Nine Hundred Thirty, and subsequent thereto if approved by a majority of the voters.

H. B. 762, An act to establish a Police Commission for the City of Elizabeth City.

S. B. 413, "An act to provide for clerical assistance to the Clerk of the Superior Court of Granville County."

H. B. 852, An act to amend Chapter Sixty-two of the Private Laws of One Thousand Nine Hundred and Twenty-nine entitled "An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina.

H. B. 808, An act to permit the Board of Town Commissioners of the Town of Candor, North Carolina, to establish a market and regulate the sale of Marketable things on the public streets in the Town of Candor, North Carolina.

#### CONFERENCE COMMITTEE REPORT

The report of the Conferees appointed to adjust the differences on H. B. 338, follows:

To the Senate and House of Representatives:

We, your Conferees, appointed to confer upon the differences between the Senate and House on House Bill 338, beg to leave to state that we have met and conferred and we submit the following report and recommendations:

1. We recommend that the Senate recede from its amendment to Section 1, and we further recommend that both the Senate and House adopt an amendment to Section 1 the following: That the figure "2" in line 6 of the said bill be stricken out and the word "one" be inserted in lieu thereof.

2. We recommend that the House concur in the Senate amendments to Section 9 of said bill.

3. We recommend that the House concur in the Senate amendments to Section 24 of said bill.

4. We recommend that the House concur in the Senate amendment in Section 26 of said bill.

5. We recommend that the House concur in the Senate amendments to Section 30 of said bill.

6. We recommend that the Senate recede from its amendment to Section 32. We further recommend that both the Senate and House adopt as amendment to Section 32 the following:

"Provided that in criminal actions in which a Justice of Peace has final jurisdiction no county shall be liable for or taxed with any costs."

7. We recommend that the House concur in Senate amendments to Section 34 of said bill.

8. We recommend that the Senate recede from its amendment recommending a new Section numbered 35 (a). In this connection we call attention to the fact that the House has passed a bill embodying the ideas contained in this Senate amendment.

9. We recommend that the House concur in Senate amendment to Section 37 of said bill.

10. We call attention to the fact that many of the Senate amendments refer to the lines of the printed bill, and that the lines in the original bill do not correspond in numbering with the lines of the printed bill, and that in the enrolling of the bill care be taken that the amendments be inserted in the proper places.

March 9, 1931.

H. G. CONNOR, JR.

*Conferees on the part of the House.*

E. M. GILL

*Conferees on the part of the House.*

W. C. WOODARD

*Conferees on the part of the House.*

ELBERT S. PEOL

*Conferee on the part of the Senate.*

HAYDEN CLEMENT

*Conferee on the part of the Senate.*

The report of the Conferees is adopted, and a message is sent to the Senate giving them the information of the House.

On motion of Mr. Young of Durham, H. B. 1020, A bill to be entitled An act to amend Chapter 264, Private Laws 1923, relating to the creation of a Board of Health for the County and City of Durham; is taken from the unfavorable Calendar, and recommitted to the Committee on Health.

On motion of Mr. Johnson of Pender, the House adjourns and will meet tomorrow at 11 o'clock A. M.



## SIXTIETH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, March 17, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. P. Tucker of the City of Raleigh.

Mr. Scarborough, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Leave of absence is granted to Mr. Johnson of Caswell, indefinitely, on account of sickness.

The courtesies of the floor are extended to Mr. Jones, of Mecklenburg County, former member of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 371, A bill to be entitled An act to provide for the compensation of the Sheriff of Wayne County.

And

S. B. 396, A bill to be entitled An act to amend Section 2776 (s) of the Consolidated Statutes of North Carolina relating to the zoning of certain properties.

And

S. B. 446, A bill to be entitled An act to amend House Bill Five Ninety-nine ratified on March sixth, Nineteen Hundred Thirty-one, relating to the time of holding the election in the Town of Roanoke Rapids upon the subject of extending its corporate limits.

And

S. B. 323, A bill to be entitled An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe County to appoint a Board of Trustees for said District.

With favorable reports.

And

S. B. 436, A bill to be entitled An act relating to the Tax Collector and Auditor of Columbus County.

And

S. B. 74, A bill to be entitled An act to amend Chapter Twenty-four, Private Laws of One Thousand Nine Hundred and One, extending the corporate limits of the Town of Biscoe, Montgomery County.

And

H. B. 1031, A bill to be entitled An act to amend Chapter 213 of the Private Laws of 1903, extending the corporate limits of the Town of Plymouth.

With unfavorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

S. B. 248, A bill to be entitled An act determining the rights of creditors and beneficiaries under policies of life insurance.

And

S. B. 339, A bill to be entitled An act to amend Section 6382 of the Consolidated Statutes pertaining to the limitation of liability to be assumed by fidelity and surety companies.

And

S. B. 405, A bill to be entitled An act to amend Chapter 120 Public Laws of 1929, known as "The Workman's Compensation Act."

And

H. B. 994, A bill to be entitled An act to amend Section 6465 of the Consolidated Statutes pertaining to notice of non-payment of insurance premium before forfeiture.

With favorable reports.

And

H. B. 651, A bill to be entitled An act to amend Chapter 120, Public Laws 1929 to create a State insurance fund.

And

H. B. 1067, A bill to be entitled An act to amend Chapter 120 Public Laws 1929, relating to assessment against self insurers under the provisions of the Workmen's Compensation Act.

With unfavorable reports.

By Mr. Flanagan, for the Committee on Penal Institutions.

S. B. 357, A bill to be entitled An act to amend Section One, Chapter 163 of the Public Laws of 1925.

And

S. B. 332, A bill to be entitled An act to enable any two or more counties to establish a district prison farm in lieu of separate jails.

With favorable reports.

And

H. B. 894, A bill to be entitled An act to prohibit the hiring out or leasing of State convicts to any person, firm, or corporation in competition with free labor.

And

S. B. 360, A bill to be entitled An act to authorize the payment of compensation to State convicts.

With unfavorable reports.

By Mr. Spence, for the Committee on Finance.

H. B. 1057, A bill to be entitled An act to postpone the date at which a sinking fund is begun to be provided for bonds of the State to be issued for the Industrial Farm Colony for Women.

With an unfavorable report as to bill, favorable as to the substitute.

On motion of Mr. Spence the rules are suspended and the substitute bill is placed on its immediate passage.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

By Mr. Ewing, for the Committee on Election Laws.



H. B. 625, A bill to be entitled An act to amend Chapter 184 of the Public-Local Laws of 1927 relating to the nomination and election of the County Commissioners in Perquimans County.

And

S. B. 334, A bill to be entitled An act to amend and reenact Chapter 47 of the Private Laws of 1921 to provide for uniform registration books in the City of Charlotte.

And

S. B. 217, A bill to be entitled An act providing for biennial elections in certain cities and towns of Moore County.

And

H. B. 937, A bill to be entitled An act to amend Chapter III Private Laws of 1921, relating to holding elections in the Town of Jonesville, Yadkin County.

And

H. B. 1029, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes placing Sampson County under the Primary Law.

With favorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 1027, A bill to be entitled An act to amend certain Statutes relating to the salaries of certain officers of Burke County.

And

H. B. 1017, A bill to be entitled An act relating to salaries of County Commissioners of Buncombe County.

And

H. B. 1022, A bill to be entitled An act to amend Chapter 116 Public-Local Laws of 1927 relative to the fees of the Sheriff of Wilson County.

With favorable reports.

By Mr. MacLean, for the Committee on Education.

H. B. 1039, A bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense.

And

H. B. 974, A bill to be entitled An act to amend Chapter 238 Public Laws of 1929 relating to the appointment of Trustees for the Cherokee Indian Normal School at Pembroke.

And

H. B. 986, A bill to be entitled An act to amend Section 5416 of Volume Three of the Consolidated Statutes of North Carolina and index relative to vacancies in the office of County Board of Education.

And

H. B. 914, A bill to be entitled An act providing for the appointment of a School Board for the Asheville Local Tax School District and defining its powers and duties.

With favorable reports.

And

H. B. 151, A bill to be entitled An act requiring at least ten verses from the Holy Bible shall be read or caused to be read, without comment, at the opening of each and every public school in the State of North Carolina upon each and every school day by the principal or teacher in charge.

And

H. B. 552, A bill to be entitled An act to authorize the Board of Education of Madison County to pay certain damages arising from negligence of their agent.

And

H. B. 687, A bill to be entitled An act to amend Chapter 239 of the Public-Local Laws 1927 so as to regulate the expenditure of debt service school funds by special charter districts.

And

H. B. 688, A bill to be entitled An act to amend Chapter 239 of the Public Laws of 1927 so as to regulate the expenditure of debt service school funds by special charter districts in counties not participating in the State equalizing fund.

And

H. B. 901, A bill to be entitled An act to amend Chapter 151 Public-Local Laws 1925 increasing the Board of Education of Transylvania County from three to five members.

And

H. B. 984, A bill to be entitled An act incorporating the State Association of County Boards of Education.

With unfavorable reports.

By Mr. Crudup, for the Committee on Congressional Districts.

H. B. 665, A bill to be entitled An act to divide North Carolina into eleven Congressional Districts.

With an unfavorable report as to the bill, favorable as to the substitute.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Crouse: H. B. 1068, A bill to be entitled An act to place the Sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.

Referred to the Committee on Salaries and Fees.

By Mr. Young of Harnett: H. B. 1069, A bill to be entitled An act to repeal Chapter 18, Private Laws of North Carolina, Session 1925, relative to the appointment and duties of cotton weigher for the Town of Dunn in Harnett County.

Referred to the Committee on Agriculture.

By Mr. Burgin: H. B. 1070, A bill to be entitled An act to enable independent candidates to have their names put upon the official ballot in municipal elections.

Referred to the Committee on Election Laws.

By Mr. Bruton: H. B. 1071, A bill to be entitled An act relating to the compensation of the County Commissioners of Montgomery County.

Referred to the Committee on Salaries and Fees.

By Mr. Day: H. B. 1072, A bill to be entitled An act to provide for revaluation of property in Onslow County in the year One Thousand Nine Hundred Thirty-one.

Referred to the Committee on Finance.



By Mr. McGougan: H. B. 1073, A bill to be entitled An act to direct the State Highway Commission to build a hard surface road in Columbus County as described herein.

Referred to the Committee on Public Roads.

And

H. B. 1074, A bill to be entitled An act to require the County Commissioners of Columbus County to complete the County Highway from Chadbourn by Clarendon to Tabor.

Referred to the Committee on Public Roads.

By Mr. Uzzell: H. B. 1075, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales in Rowan County.

Referred to the Committee on Judiciary No. 2.

By Mr. Harris: H. B. 1076, A bill to be entitled An act validating indebtedness of the Town of Roxboro.

Referred to the Committee on Finance.

By Messrs. Reed and Howell: H. B. 1077, A bill to be entitled An act to amend Chapter 137 of the Public-Local and Private Laws of North Carolina of the Session 1929, relating to collecting court costs for operation Law Library Buncombe County Courts.

Referred to the Committee on Judiciary No. 2.

By Mr. Burgin: H. B. 1078, A bill to be entitled An act to amend Chapter 125, Public-Local Laws, Extra Session 1921, relating to the protection of plats or maps filed in the office of the Register of Deeds of Davidson County.

Referred to the Committee on Judiciary No. 2.

By Mr. Cherry: H. B. 1079, A bill to be entitled An act to repeal Chapter 256, Public Laws 1929, relating to mortgages of corporations.

Referred to the Committee on Judiciary No. 1.

By Messrs. Hanes of Forsyth, Marshall and Cox of Forsyth: H. B. 1080, A bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of a Domestic Relations Court in Forsyth County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Brooks: H. B. 1081, A bill to be entitled An act to amend Section 2365 of the Consolidated Statutes of North, Carolina, relating to summary ejectment.

Referred to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 368, A bill to be entitled An act authorizing the Board of Trustees of the Lincolnton Graded School District to sell certain real estate belonging to said District.

Referred to the Committee on Education.

S. B. 451, A bill to be entitled An act to fix the compensation of the Clerk of the Superior Court and Register of Deeds of Cherokee County.

Referred to the Committee on Salaries and Fees.

S. B. 455, A bill to be entitled An act to amend Chapter 174, Public-Local Laws of North Carolina, Session 1923, relating to the Compensation of the Sheriff of Edgecombe County.

Referred to the Committee on Salaries and Fees.

S. B. 36, A bill to be entitled An act to amend Section 6531 of the Consolidated Statutes, to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

Referred to the Committee on insurance.

S. B. 39, A bill to be entitled An act to authorize the Town of Murphy to use funds derived from the sale of refunding bonds of the Town to pay off and discharge interest on bonds and other outstanding indebtedness of the Town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

Referred to the Committee on Finance.

Substitute Bill for S. B. 310, A bill to be entitled, An act providing for the extension of special assessments.

Referred to the Committee on Finance.

H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Placed on the Calendar for concurrence in the Senate Amendments.

H. B. 741, A bill to be entitled An act relating to the indebtedness of the Town of Marion.

For concurrence in the Senate Amendment.

On motion of Mr. Neal, the House concurs in the Senate Amendment, and the bill is placed on the Calendar for its second reading roll call, the amendment being a material one, thus causing the bill to be placed on its several readings again.

H. B. 397, A bill to be entitled An act providing for the abolishment of the office of County Treasurer of Lenoir County.

For adoption of the Senate Substitute.

On motion of Mr. Sutton, the substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 326, A bill to be entitled An act to provide for a commission to study old age pensions and to suggest legislation thereon to the next General Assembly.

Referred to the Committee on Insurance.

S. B. 383, A bill to be entitled An act to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded Schools, Incorporated.

Referred to the Committee on Education.

S. B. 395, A bill to be entitled An act to incorporate the City of Asheville, to define its corporate limits, to provide for its government and for other purposes.

Referred to the Committee on Counties, Cities, and Towns.

SENATE CHAMBER,  
March 17, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to H.



B. 567, title, "to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina, relating to drainage", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Whedbee and Horton.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
March 17, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to H. B. 189, title, "to amend Chapter Two Hundred Seventy-three of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks," and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that differences existing between the two bodies may be adjusted, Senators Folger and Ward of Craven.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
March 16, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body requesting the return to the Senate of H. B. 890, An act to restrict the authority of counties in the rate of taxes to be levied hereafter, for further action thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

It is so ordered, and the bill is returned to the Senate.

SENATE CHAMBER,  
March 16, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body requesting the return to the Senate of H. B. 842, A bill to amend Chapter 51, Public Laws 1927, permitting shipment of rabbits by Parcel Post, for further action thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

It is so ordered, and the bill is returned to the Senate.

SENATE CHAMBER,  
March 16, 1931.

Mr. Speaker:

Pursuant to your information giving notice of the failure by your Body to concur in the Senate amendment to H. B. 251, to place the officers of

Hertford County on a salary basis and to fix the salary of each officer, and therewith giving notice of the appointment of Conferees, the Senate has appointed as its Conferees Senators Lawrence and Campbell.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 253, A bill to be entitled An act for relief of the Treasurer and Sheriff and other officials of Wilkes County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 404, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina and Chapters 161 and 212, Public Laws of Session 1927, relating to Terms of Court in Harnett County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 956, A bill to be entitled An act to amend Chapter 34, Private Laws of 1909, same being An act authorizing the City of Asheville to appropriate funds from General taxes for the advancement and development of the City.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 977, A bill to be entitled An act for the relief of J. K. Ried, Sheriff of Washington County and for the relief of Leon S. Brey, former Treasurer of Washington County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 245, A bill to be entitled An act for the relief of John J. Taylor, Sheriff of Stokes County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

Substitute for H. B. 823, A bill to be entitled An act to define the boundaries of the City Saluda in the County of Polk, and to amend the Charter of said City, so as to extend the boundaries thereof.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Dosher, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Marshall, Mebane, Moss, Moy, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pinnix,



Pitts, Puett, Reed, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—100.

Those voting in the negative are: None.

The original bill is laid on the Table.

Substitute for S. B. 309, A bill to be entitled An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pinnix, Pitts, Puett, Reed, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—100.

Those voting in the negative are: None.

#### SPECIAL ORDER

The hour for the First Special Order having arrived, the Chair lays before the House H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck tractors, trailers and semi-trailers, and busses.

The Committee having submitted three amendments, the question now recurs upon the adoption of said amendments. All three of the Committee Amendments are adopted.

Mr. Lumpkin sends forward an amendment, which is lost.

Mr. Flanagan sends forward an amendment, which is adopted.

Mr. Turner of Guilford sends forward an amendment, which is adopted.

Mr. Butler sends forward an amendment, which is lost.

Mr. Halstead sends forward an amendment, which is lost.

Mr. Johnston of Ashe, sends forward an amendment, which is lost.

Mr. Johnson of Chatham sends forward an amendment, which is lost.

Mr. Sutton sends forward an amendment, which is adopted.

The bill as amended, remains on the Calendar for its second reading Roll Call, until tomorrow's Session.

#### SPECIAL ORDER

The hour for the Second Special Order having arrived, the Chair lays before the House, H. B. 849, A bill to be entitled An act, to create the office

of Commissioner of Banks and to provide for the maintenance of the Banking Department, on its third reading.

Mr. Seawell sends forward an amendment, which is adopted.

Mr. Davis of Edgecombe sends forward an amendment, which is lost.

Mr. Ruffin sends forward an amendment, which is lost.

Mr. Gwaltney sends forward an amendment, which is lost.

Mr. Davis of Hyde Sends forward an amendment, which is lost.

Mr. Lumpkin sends forward an amendment, and upon its adoption, Mr. Flanagan calls for the "ayes" and "noes".

The call is sustained and the vote being a tie, the Speaker declares the amendment lost.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Greer, Gwaltney, Gwyn, Halstead, Haynes of Surry, Helms, Henry, Hipps, Holmes, James, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Lumpkin, Lyon, Moye, McEachern, McRae, Pinnix, Puett, Readling, Ruffin, Uzzell, Ward, and Willis—53.

Those voting in the negative are: Messrs. Black, Brooks, Bruton, Burgin, Cox of Forsyth, Crudup, Day, Dosehr, Edwards, Ewing, Gill, Graham, Hanes of Forsyth, Harris, Hood, Howell, Huffman, Jeffress, Johnson of Halifax, MacLean, Marshall, Mebane, Moss, McBee, McDevitt, McGougan, Neal, Newman, Norman, Parker, Pitts, Reed, Seawell, Scarborough, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—53.

Mr. Crouse sends forward an amendment, which is lost.

The question now recurs upon the passage of the bill, as amended, on its third reading.

Upon this Mr. Pitts calls for the "ayes" and "noes". The call is sustained, and the bill passes its third reading by the following vote and is ordered Engrossed, and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Black, Brown, Bruton, Burgin, Cloud, Cox of Jackson, Cox of Forsyth, Crudup, Doshier, Edwards, Ewbank, Ewing, Fulghum, Gattis, Gill, Graham, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Hood, Howell, Huffman, Jeffress, Johnson of Halifax, Johnson of Pender, Jolly, LeGrand, Long of Alamance, Long of Halifax, MacLean, Mebane, Moss, Moye, McDevitt, McGougan, McRae, Neal, Norman, Parker, Pitts, Readling, Reed, Seawell, Scarborough, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—62.

Those voting in the negative are: Messrs. Binford, Braddy, Brinson, Brooks, Butler, Cherry, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Etheridge, Flanagan, Gatling, Gay, Greer, Gwaltney, Haynes of Surry, Henry, Hipps, Holmes, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Killian, Leake, Lumpkin, Lyon, McBee, McEachern, Pinnix, Puett, Ruffin, Smith, Upchurch, Ward, and Willis—40.

The following pairs are announced:



Mr. Bender with Mr. Connor. Were Mr. Connor present he would vote "aye", Mr. Bender would vote "no".

Mr. Coffield with Mr. Rogers. Were Mr. Rogers present he would vote "no", Mr. Coffield would vote "aye".

Mr. Newman with Mr. Morpew. Were Mr. Morpew present he would vote "aye", Mr. Newman would vote "no".

Mr. Seawell moves that the vote by which the bill passed its reading, be reconsidered, and that motion do lie upon the Table. It is so ordered.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 634, An act to amend Chapter Three Hundred Eighty of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen, changing the number of wards in the Town of Sanford and changing the number of Aldermen and changing the method of sidewalk construction and providing notice of candidates for Aldermen and Mayor.

H. B. 11, An act relating to the extradition of persons charged with crime, and to make uniform the Law with reference thereto.

S. B. 369, An act to amend Chapter Ninety-one of the Public-Local Laws of North Carolina, extra Session One Thousand Nine Hundred Twenty-one, relating to the Public Hospital of number six Township, Cleveland County, North Carolina.

H. B. 68, An act to abolish the Board of Road Commissioners of the County of Hertford and to substitute the Board of Commissioners of said County in lieu thereof.

S. B. 182, An act to amend Section Five Thousand and Thirty-three of the Consolidated Statutes of North Carolina so as to permit newspaper boys to be employed between the hours of five A. M. and eight P. M.

S. B. 291, An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

H. B. 882, An act requiring each Treasurer in each Special Chartered School District in Caswell County to publish receipts and disbursements.

H. B. 871, An act to make certain and describe the boundary line between Lenoir, Duplin, and Wayne Counties.

S. B. 353, An act creating five districts in Moore County for the selection of County Commissioners.

H. B. 606, An act to amend Chapter Three Hundred Forty-two of the Private Laws of One Thousand Nine Hundred Seven, as amended by Chapter One Hundred Fifty-five, Private Laws One Thousand Nine Hundred Nineteen, as amended by Chapter Seventy-eight, Private Laws of One Thousand Nine Hundred Twenty-three, as amended by Chapter One Hundred Forty-two, Private Laws One Thousand Nine Hundred Twenty-nine, relating to the election of members of the School Board of the City of Charlotte.

H. B. 322, An act to amend Section Eight Thousand and Fourteen of the Consolidated Statutes, in reference to the manner of advertisement of tax sales.

H. B. 776, An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which, by reason of present conditions, cannot be protected by a depository bond.

H. B. 703, An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the Board of Education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

On motion of Mr. Spence the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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### SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES,

Wednesday, March 18, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. O. L. Riggs of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs, Stedman, and Gregory, of Halifax County, former members of the Senate.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

S. B. 268, A bill to be entitled An act to amend Section 1260 of Consolidated Statutes relating to officers' fees in criminal actions when not a true bill is found in Avery County.

With a favorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 1080, A bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929 so as to permit the establishment of a Domestic Relations Court in Forsyth County.

And

H. B. 1050, A bill to be entitled An act to amend Section 1443, Consolidated Statutes, relating to Terms of Court, and to provide a division of the Terms of Superior Court in counties having a city or town other than the county seat with a population of more than thirty-five thousand.

And

S. B. 149, A bill to be entitled An act to amend Chapter Two Hundred Twenty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney



of the Recorder's Court of Elkin, Surry County, and increasing the territorial jurisdiction of said Court.

And

S. B. 433, A bill to be entitled An act to permit certain residents of Wake County to be elected to and hold the office of Recorder, Vice-Recorder and Prosecuting Attorney of the Recorder's Court for the Town of Wake Forest.

And

S. B. 432, A bill to be entitled An act relating to State's witnesses in Wake County.

And

H. B. 1042, A bill to be entitled An act to authorize a Prosecuting Attorney in the Recorder's Courts of Aurora and Belhaven in certain cases.

With favorable reports.

And

H. B. 813, A bill to be entitled An act to amend Chapter 634 of the Public-Local Laws of 1915, and all Amendatory Acts thereto relating to the Recorder's Courts of Robeson County.

Bill reported without prejudice.

And

H. B. 1032, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, relating to the Courts of Gaston County.

And

H. B. 644, A bill to be entitled An act amending Chapter 651, Public Laws, 1909, as amended by conferring certain civil jurisdiction on the Municipal Court of the City of Greensboro and regulating the exercise thereof and by making the criminal jurisdiction of said Court in certain cases exclusive.

With favorable reports, as amended.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 394, A bill to be entitled An act to place the police and firemen of the City of Asheville under Civil Service.

And

H. B. 1043, A bill to be entitled An act to provide for payment by the Board of County Commissioners of Rowan County to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the Construction of State Highway No. 80.

And

S. B. 430, A bill to be entitled An act to amend Section 1 of the Consolidated Statutes relative to jurisdiction of administration of estates.

And

Substitute for S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for usury.

And

H. B. 1078, A bill to be entitled An act to amend Chapter 125 Public-Local Laws Extra Session 1921, relating to the protection of plats or maps filed in the office of the Register of Deeds of Davidson County.

And

H. B. 1075, A bill to be entitled An act to protect the public from false advertising and fraudulent sales in Rowan County.

And

H. B. 1077, A bill to be entitled An act to amend Chapter 137 of the Public-Local and Private Laws of North Carolina of the Session 1929 relating to collecting court cost for operation of Law Library of Buncombe County Courts.

And

S. B. 317, A bill to be entitled An act to repeal Section 672 of the Consolidated Statutes concerning the time for the return of execution and re-enacting the same.

And

With favorable reports.

S. B. 376, A bill to be entitled An act to repeal Section 7362 (I) Volume III of the Consolidated Statutes relating to commitment of the Eastern Carolina Training School for Boys.

Bill reported without prejudice.

By Mr. Spence, for the Committee on Finance.

H. B. 1053, A bill to be entitled An act to amend Chapter 170 of the Public Laws of 1929 so as to correct a typographical error in reference to the Consolidated Statutes.

And

H. B. 1059, A bill to be entitled An act providing for a Tax Collector for Onslow County.

And

H. B. 1052, A bill to be entitled An act to amend the Local Government Act (Senate Bill 162, ratified March 3, 1931).

And

H. B. 225, A bill to be entitled An act to provide for discounts and penalties in the collection of taxes in Gaston County, North Carolina.

And

H. B. 1051, A bill to be entitled An act to amend Section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities.

And

S. B. 414, A bill to be entitled An act to amend Section 927 of the Consolidated Statutes relative to the bonds of Clerks of the Superior Court.

With favorable reports.

And

H. B. 1066, A bill to be entitled An act to provide for an election to determine the will of the people in any county upon the proposition of retaining or not retaining the provision for a special tax levy in any county having an extended school term to supplement the Statewide six months school term, said provision for special tax levy to support such extended term having been provided for under the provisions of Sections 5563, 5564, 5565, 5566 of the Consolidated Statutes, Volume 3.

The Committee recommends that this bill be recommitted to the Committee on Education.

It is so ordered.

And

S. B. 420, A bill to be entitled An act providing for certain special taxes in counties.

With an unfavorable report, with minority report attached, as amended.

And

H. B. 962, A bill to be entitled An act permitting a transfer of any



tax claim held by the State of North Carolina, or any County, municipality, or taxing district thereof, and directing the issuing of a certificate evidencing such a transfer, and giving to the owner or holder of such certificate the same priority of lien and remedies for enforcing said tax claim as where held by the State of North Carolina, or any County, municipality or taxing district thereof prior to said transfer.

With an unfavorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 807, A bill to be entitled An act to amend Section 33, Chapter 51, Public Laws of 1927, and protect quail in Miller's Township, Alexander County.

And

S. B. 346, A bill to be entitled An act to permit the killing of foxes in certain townships in Richmond County.

And

S. B. 279, A bill to be entitled An act to prohibit the use of steel traps in Hertford County on lands of another without consent of the owner thereof.

With favorable reports.

And

H. B. 902, A bill to be entitled An act to allow residents of Washington County to take deer in the month of September in said County, and to amend Section 32 Chapter 51 Public Laws of 1927.

With an unfavorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 403, A bill to be entitled An act to amend Chapter 61, Public Laws of 1923, now III Consolidated Statutes 3366 (h), relating to certain defective probates.

And

S. B. 435, A bill to be entitled An act to amend the Charter of the City of Salisbury.

And

H. B. 1063, A bill to be entitled An act to prescribe certain duties of the Executive Counsel, the several Welfare Officers of the State, and the State Highway Patrol in connection with parole of prisoners and also to provide for other services of the State Highway Patrol.

And

H. B. 1041, A bill to be entitled An act to provide a special fund for the enforcement of the Prohibition Law in the County of Rockingham.

With favorable reports.

And

S. B. 445, A bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

The Committee recommend that the bill be recommitted to the Committee on Finance.

It is so ordered.

By Mr. McEachern, for the Committee on Pensions.

H. B. 945, A bill to be entitled An act to amend Chapter 92, Consolidated Statutes, relating to Pension Rolls of Confederate Veterans and their widows and requiring that said Pension Rolls be checked against vital statistics records.

With an unfavorable report.

S. B. 410, A bill to be entitled An act to place the names of certain Confederate Soldiers and widows of Confederate Soldiers on Pension List.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate

H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

H. B. 956, A bill to be entitled An act to amend Chapter 34 Private Laws of 1909, same being An act authorizing the City of Asheville to appropriate funds from general taxes for the advancement and development of the City.

H. B. 977, A bill to be entitled An act for the relief of J. K. Ried Sheriff of Washington County, and for the relief of Leon S. Brey, former Treasurer of Washington County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Flanagan: H. B. 1082, A bill to be entitled An act to appoint a Boxing Commission for the City of Greenville, North Carolina.

On motion of Mr. Flanagan the bill is placed on the Calendar.

By Mr. White of Robeson: H. B. 1083, A bill to be entitled An act to require reduction of salaries, wages fees or other compensation paid for public services out of public funds in the County of Robeson.

Referred to the Committee on Salaries and Fees.

By Mr. Lumpkin: H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the Tax Collectors of the municipalities in said County to accept partial payments of taxes.

Referred to the Committee on Finance.

By Mr. Haynes of Surry: H. B. 1085, A bill to be entitled An act to amend Section 5168 (k) of Volume Three of the Consolidated Statutes relating to property owned by applicants for Confederate Pensions.

Referred to the Committee on Pensions.

And

H. B. 1086, A bill to be entitled An act to authorize the State Auditor to issue to Dixie McCrary, of Surry County, pension warrant for \$52.50 in replacement of warrant lost or burned.

Referred to the Committee on Pensions.

By Mr. Young of Durham: H. B. 1087, A bill to be entitled An act to amend Chapter 86, of the Public Laws of 1887, relating to the Durham Public School District.

Referred to the Committee on Education.

By Mr. Etheridge: H. B. 1088, A bill to be entitled An act to amend Chapter 246, Public-Local Laws of 1929, relative to the conservation and protection of migratory waterfowl in Dare County.



On motion of Mr. Etheridge the bill is placed on the Calendar.

By Mr. Gill: H. B. 1089, A bill to be entitled An act to amend Section 443 Consolidated Statutes relating to limitations of actions for assaults resulting in injury to the person.

Referred to the Committee on Judiciary No. 1.

By Mr. Willis: H. B. 1090, A bill to be entitled An act to amend Chapter 200 of the Public Laws of 1929, relating to uniform weights and measures, and providing for the refinancing of the same.

Referred to the Committee on Finance.

By Mr. Haynes of Surry: H. B. 1091, A bill to be entitled An act to place Mrs. Caroline A. Nixon, wife of W. P. Nixon, an ex-Confederate soldier on the Pension Roll, and provide for her a Pension.

Referred to the Committee on Pensions.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 471, A bill to be entitled An act to exempt from taxation in Edgecombe County property of associations.

On motion of Mr. Davis of Edgecombe, the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered Enrolled.

S. B. 375, A bill to be entitled An act to amend Chapter 94, Private Laws of 1899, relating to Thompson Institute of Robeson County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 444, A bill to be entitled An act to amend the Charter of the City of Winston-Salem.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 453, A bill to be entitled An act to consolidate the office of County Health Officer and the office of Public Welfare Officer for Surry County.

Referred to the Committee on Public Welfare.

S. B. 469, A bill to be entitled An act to require all law enforcement officers of Rutherford County to wear uniforms.

Referred to the Committee on Judiciary No. 1.

H. B. 918, A bill to be entitled An act to fix the salary of the Sheriff of Johnston County.

Placed on the Calendar for concurrence on the Senate Amendment.

H. B. 965, A bill to be entitled An act to establish a Recorder's Court for Madison County.

For concurrence in the Senate Amendment.

On motion of Mr. McDevitt the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

S. B. 470, A bill to be entitled An act amending Chapter 229, Public-Local Laws 1927, relating to the propogation of wild fowl in Currituck County.

Referred to the Committee on Game.

S. B. 379, A bill to be entitled An act to amend Section 2577 of the Consolidated Statutes so as not to require the joiner of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

Referred to the Committee on Judiciary No. 1.

S. B. 434, A bill to be entitled An act amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively relating to the Recorder's Court of Johnston County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 343, A bill to be entitled An act to amend Chapter 120 Public Laws of 1929, the same being known as the Workmen's Compensation Act.

Referred to the Committee on Insurance.

S. B. 362, A bill to be entitled An act to provide deputy warden service for the Department of Conservation and Development.

Referred to the Committee on Conservation and Development.

Senate Substitute for H. B. 301, A bill to be entitled An act providing for investigation of the coasts, ports, and waterways of North Carolina.

For concurrence in the Senate Substitute.

On motion of Mr. Etheridge the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 890, A bill to be entitled An act to restrict the authority of Counties in the rate of taxes to be levied hereafter.

For concurrence in the Senate Amendment.

On motion of Mr. Woodard the House concurs in Senate Amendment and the bill is ordered Enrolled.

SENATE CHAMBER,  
March 18, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has adopted report of Conferees appointed to consider the difference existing on H. B. 338, "title, to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof," and having previously received notice of adoption of this report by your Body this information is given you to the end that this bill may be properly ratified.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The House already having adopted the Conferees Report, and having received this message from the Senate, the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 334, A bill to be entitled An act to amend and re-enact Chapter 47 of the Private Laws of 1921, to provide for uniform registration books in the City of Charlotte.

Passes its second and third readings, and is ordered Enrolled.

S. B. 217, A bill to be entitled An act providing for biennial elections in certain cities and towns of Moore County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 371, A bill to be entitled An act to provide for the compensation of the Sheriff of Wayne County.



Passes its second and third readings, and is ordered Enrolled.

S. B. 446, A bill to be entitled An act to amend House Bill Five Hundred Ninety-five ratified on March sixth, nineteen hundred thirty-one relating to the time of holding the election in the Town of Roanoke Rapids upon the subject of extending its corporate limits.

Passes its second and third readings, and is ordered Enrolled.

S. B. 455, A bill to be entitled An act to amend Chapter 174 Public-Local Laws of North Carolina, Session of 1923, relating to the compensation of the Sheriff of Edgecombe County.

On motion of Mr. Davis of Edgecombe the bill is recalled from the Committee on Salaries and Fees and the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

Substitute for H. B. 354, A bill to be entitled An act approving, confirming and validating certain acts of W. C. Hardin, former Sheriff and Tax Collector of Rutherford County with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated County depository.

Substitute adopted.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

H. B. 625, A bill to be entitled An act to amend Chapter 184 of the Public-Local Laws of 1927 relating to the nomination and election of the County Commissioners in Perquimans County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 914, A bill to be entitled An act providing for the appointment of a School Board for the Asheville Local Tax School District and defining its powers and duties.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 937, A bill to be entitled An act to amend Chapter III, Private Laws of 1921, relating to holding elections in the Town of Jonesville, Yadkin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1017, A bill to be entitled An act relating to salaries of County Commissioners of Buncombe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1022, A bill to be entitled An act to amend Chapter 116, Public-Local Laws of 1927, relative to the fees of the Sheriff of Wilson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1027, A bill to be entitled An act to amend certain Statutes relating to the salaries of certain officers of Burke County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1029, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes placing Sampson County under the Primary Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 323, A bill to be entitled An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe County to appoint a Board of Trustees for said Districts.

Passes its second and third readings, and is ordered Enrolled.

Senate Substitute Bill for H. B. 318, A bill to be entitled An act to amend Section Four, Chapter 233, of the Public Laws of North Carolina, Session 1925, in reference to the salaries of officers of the Municipal County Court of Lenoir.

For concurrence in the Senate Substitute.

On motion of Mr. Sutton, the substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 716, A bill to be entitled An act to amend Section 3411 (s) of the Consolidated Statutes of North Carolina, Volume 3 (1924), relating to the medicinal use of spirituous liquors.

On motion of Mr. Parker, the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 741, A bill to be entitled An act relating to the indebtedness of the Town of Marion.

As amended, passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Reading, Reed, Rogers, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson; Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, and Youny of Harnett—93.

Those voting in the negative are: None.

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck tractors, trailers and semi-trailers and busses.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Bruton, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, DeHart, Doshier, Edwards, Ewbank, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell,



Jeffress, Johnson of Halifax, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, Mebane, Moss, Moyer, McDevitt, McGougan, McRae, Norman, Parker, Pitts, Puett, Readling, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—79.

Those voting in the negative are Messrs. Greer, Halstead, James, and Johnson of Currituck—4.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House, Substitute for House Bill 861, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, towns and other municipalities in the State to pay the cost of Personal service.

The substitute is adopted.

Several amendments are offered.

Mr. Brooks, makes a motion that the bill on all amendments do lie upon the Table.

Upon this motion Mr. Hood calls for the "ayes" and "noes".

The call is sustained, and the motion to lay the bill on the Table is lost by the following vote:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Brown, Brooks, Crouse, Doshier, Ervin, Gwaltney, Huffman, Johnston of Ashe, McBee, McDevitt, McEachern, Turner of Iredell, Turner of Guilford, and Young of Durham—17.

Those voting in the negative are: Messrs. Allen, Braddy, Brinson, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Upchurch, Uzzell, Ward, White of Robeson, Whitley, Woodall, Woodard, and Young of Durham—86.

Mr. Hood calls the previous question on the Substitute Bill, and all amendments.

The call is sustained, and the question now recurs upon the adoption of the amendments.

Amendments offered by Messrs. Binford, Hamilton, Uzzell, Huffman, McRae, Turner of Iredell, Scarborough, Johnson of Halifax, Waynick, DeHart, Butler, Haynes of Surry, Leake, Ervin, Greer, Hipps, Gill, Lyon, Killian, McBee, McGougan, Brown, Gwaltney, Willis, Ruffin, Upchurch, Sigmon, Crouse, Johnston of Ashe, Etheridge, are adopted.

Amendments offered by Messrs. Willis and White of Robeson are lost.

The question now recurs upon the passage of the Substitute Bill as amended on its several readings.

As amended, the Substitute Bill passes its second and third readings, and is ordered Engrossed, and sent to the Senate.

The original bill is laid on the Table.

#### ENROLLED BILLS

Mr. Jolly, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1057, An act to postpone the date at which a sinking fund is begun to be provided for bonds of the State to be issued for the Industrial Farm Colony for Women.

H. B. 1055, An act to allow the Board of Commissioners of Halifax County and the Board of Trustees of Weldon Graded School in Halifax County to aid in reopening the Bank of Weldon, Weldon, North Carolina.

H. B. 742, An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina and to provide police protection therefor.

H. R. 1056, A Resolution relative to the death of the mother of Representative C. L. Braddy, of the County of Bladen.

H. B. 397, An act providing for the abolishment of the office of County Treasurer of Lenoir County.

S. B. 333, An act to enable any two or more counties to establish a district hospital home in lieu of separate county homes.

H. B. 859, An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

H. B. 969, An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor.

H. B. 952, An act to correct a typographical error in Chapter Sixty-one of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relating to the salaries of officers of Moore County and relating to Moore County only.

H. B. 948, An act to enable the Board of Commissioners of Tyrrell County to transfer certain road funds to the General County Funds.

H. B. 919, An act to amend Section Two Thousand Three Hundred Thirty-four of Volume Three of the Consolidated Statutes relating to the Grand Jury in Johnson County.

H. B. 905, An act to empower the Commissioners of Alamance County to regulate electrical wiring and electricians.

H. B. 909, An act to place the Clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said Clerk.

H. B. 903, An act to amend Section Two Thousand Three Hundred and Thirty-four, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Henderson County.

H. B. 998, An act to amend Chapter Seventy-three of Public-Local Laws of One Thousand Nine Hundred Fifteen, in reference to abolishing the office of County Treasurer of Northampton County.

S. B. 166, An act to validate the acts of the Corporation Commission of North Carolina, the chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.



H. B. 931, An act fixing the Term of office of the Recorder and the Solicitor of the Recorder's Court of Henderson County.

H. B. 915, An act to allow the Board of Commissioners of the County of Buncombe to aid in reopening the Bank of Black Mountain of Buncombe County, North Carolina.

H. B. 993, An act to regulate the salary of the Sheriff of Person County.

H. B. 988, An act to repeal Chapter Four Hundred Thirty-six, Public-Local Laws One Thousand Nine Hundred Twenty-seven, creating a Tax Commission for Mecklenburg County, and to authorize the Board of Commissioners of Mecklenburg County to employ an all time Tax Supervisor, and to authorize said Board of Commissioners to adopt a system for the permanent listing of real estate for taxation.

H. B. 912, An act to regulate the fees of the Justices of the Peace of Carteret County.

H. B. 955, An act to authorize the Governing Bodies of Buncombe County and the City of Asheville by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the City of Asheville, jointly or at joint expense.

H. B. 907, An act relating to the salaries of the officers of McDowell County.

Mr. Sutton makes a motion that there be appointed by the Speaker a Committee to be known as the Calendar Committee, whose duties it shall be to examine all bills, that are placed on the Calendar, instead of being referred to a regular standing Committee.

It is so ordered.

Mr. Hanes of Forsyth makes a motion that the Rules Committee bring in a Rule, limiting the time a member may talk on a bill.

It is so ordered.

On motion of Mr. Turner of Iredell, S. B. 445, a bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1, is taken from the Finance Committee and recommitted to the Committee on Drainage.

On motion of Mr. White of Robeson, the House takes a recess until 8:15 o'clock tonight.

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## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Wednesday night, March 18, 1931.

The House meets pursuant to recess, and resumes consideration of its business, with Mr. Speaker Smith presiding.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 677, A bill to be entitled An act to amend Section 7282 of the Consolidated Statutes, relating to tubercular hospitals, to apply to the County of Mecklenburg only.

On motion of Mr. Garibaldi, the bill is laid on the Table.

Substitute for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the

duties of said Board and that of the Commissioner of Agriculture.

An amendment is offered by Mr. Braddy, which is adopted.

An amendment is offered by Mr. Johnson of Chatham, and upon its adoption, Mr. Gattis calls for the "ayes" and "noes".

The call is sustained, and the amendment is adopted by the following vote.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Doshier, Etheridge, Black, Braddy, Brinson, Brown, Brooks, Cherry, Cloud, Cranor, Davis of Ewbank, Flanagan, Gatling, Gattis, Gay, Graham, Groves, Gwaltney, Halstead, Henry, Hipps, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, Moss, Moye, McEachern, McRae, Pinnix, Puett, Rogers, Ruffin, Scarborough, Sigmon, Upchurch, Waynick, and Willis—53.

Those voting in the negative are: Messrs. Burgin, Cox of Jackson, Crudup, Day, Edwards, Ewing, Fulghum, Gill, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Holmes, Hood, Howell, Jeffress, Johnson of Halifax, Jolly, Mebane, McBee, McDevitt, Neal, Newman, Norman, Parker, Pitts, Readling, Reed, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—46.

The following pair is announced.

Mr. Sutton with Mr. Ervin. Were Mr. Sutton present he would vote "no", Mr. Ervin would vote "aye".

The question now recurs upon the passage of the bill as amended, on its second and third readings.

The bill passes its second reading, and upon objection being made, the bill goes over on its third reading until tomorrow.

S. B. 309, A bill to be entitled An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Halifax, Lyon, Mebane, Moye, McBee, McEachern, McRae, Neal, Newman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Thomas, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Durham—83.

Those voting in the negative are: Messrs. Davis of Hyde, Lumpkin, Moss, and Turner of Iredell—4.

S. B. 332, A bill to be entitled An act to enable any two or more counties to establish a district prison farm in lieu of separate jails.

Passes its second reading by the following vote, and takes its place on the Calendar.



Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnston of Ashe, Jolly, Killian, Leake, Long of Halifax, Lumpkin, Lyon, Moss, Moye, McBee, McEachern, McRae, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitely, Woodall, and Young of Durham—87.

Those voting in the negative are: Mr. Jones—1.

S. B. 348, A bill to be entitled An act authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts.

As amended, the bill remains on the Calendar for its second reading Roll Call.

On motion of Mr. Johnston of Ashe, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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## SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Thursday, March 19, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of the City of Raleigh.

Mr. Bruton, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pitts, for the Committee on Expenditures of the House.

H. R. 987, A Joint Resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

With a favorable report.

And

H. R. 947, A Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

With a favorable report, as amended.

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 416, A bill to be entitled An act to authorize Clerks of the Superior Court to have photostatic copies made of plats, maps and blue prints and to insert the same in the record of special proceedings to which they relate.

And

S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastors' residence from the payment of street paving assessments and sidewalk assessments for the year 1931 and subsequent years in the Town of Williamston, North Carolina.

And

S. B. 444, A bill to be entitled An act to amend the Charter of the City of Winston-Salem.

And

H. B. 1044, A bill to be entitled An act to incorporate the Town of Warrensville in Ashe County.

With favorable reports.

And

S. B. 439, A bill to be entitled An act to place the government of the Town of Clayton under the provisions of Chapter 56, Volume One, and amendments, relating to municipal corporations.

With an unfavorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

S. B. 470, A bill to be entitled An act amending Chapter 229, Public-Local Laws, 1927, relating to the propagation of wild fowl in Currituck County.

With a favorable report.

By Mr. Ewing, for the Committee on Election Laws.

H. B. 283, A bill to be entitled An act to repeal Sections 6018 to 6055 inclusive of the Consolidated Statutes, relating to the State-wide Primary Law.

With a favorable report.

And

S. B. 356, A bill to be entitled An act to repeal the Absentee Ballot Law with respect to Union County.

With an unfavorable report.

And

H. B. 1070, A bill to be entitled An act to enable independent candidates to have their names put upon the official ballot in municipal elections.

With a favorable report.

On motion of Mr. Burgin the rules are suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 958, A bill to be entitled An act to amend Section 4287 of the Consolidated Statutes relating to fraudulent disposal of crops.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate:



Substitute for H. B. 354, A bill to be entitled An act approving, confirming and validating certain acts of W. C. Hardin, former Sheriff and Tax Collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated County depository.

Substitute for H. B. 861, A bill to be entitled An act to provide for the reduction in taxes levied by the various counties, cities, towns, and other municipalities in the State to pay the cost of personal service.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Helms: H. B. 1092, A bill to be entitled An act to incorporate Pleasant Hill Baptist Church, Union County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. McDevitt, H. B. 1093, A bill to be entitled An act to promote restocking of certain streams and the protection of game and game fish in Madison County.

Referred to the Committee on Game.

By Messrs. Marshall, Hanes and Cox of Forsyth: H. B. 1094, A bill to be entitled An act to amend the Drainage Act, being the Act embraced within Sections 5260 to 5382 both inclusive of the Consolidated Statutes of North Carolina as amended, relating to the time for sale of land for failure to pay drainage assessment.

Referred to the Committee on Finance.

By Mr. Gwaltney: H. B. 1095, A bill to be entitled An act to protect foxes in Alexander County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Harris: H. B. 1096, A bill to be entitled An act to pay the burial expenses of Abe Bowes, a Confederate Veteran of Person County.

Referred to the Committee on Pensions.

By Mr. Gwyn: H. B. 1097, A bill to be entitled An act to confer additional authority upon the Recorder's Court of Caldwell County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Lumpkin: H. B. 1098, A bill to be entitled An act to amend Section 2490 of the Consolidated Statutes relating to agricultural liens, making the same applicable to Franklin County.

Referred to the Committee on Calendar.

By Mr. Neal: H. B. 1099, A bill to be entitled An act to amend Section 1190 of the Consolidated Statutes relating to involuntary dissolution of Corporations.

Referred to the Committee on Corporations.

And

H. B. 1100, A bill to be entitled An act to amend Chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the Clerk of the Superior Court of McDowell County.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 1101, A bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in McDowell County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1102, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to payment of damages done by dogs.

Referred to the Committee on Judiciary No. 2.

And

H. B. 1103, A bill to be entitled An act relating to compensation for the Sheriff of McDowell County.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 295, A bill to be entitled An act providing for the drainage and maintenance of creeks in Catawba County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 443, A bill to be entitled An act fixing the salaries of the officers of Johnston County.

Referred to the Committee on Salaries and Fees.

S. B. 454, A bill to be entitled An act to provide for the collection of taxes in and for the Town of Mount Airy in Surry County.

Referred to the Committee on Finance.

S. B. 474, A bill to be entitled An act to provide for the election by the people of the Solicitors or Prosecuting Attorneys of certain Recorder's Courts in Robeson County.

Referred to the Committee on Courts and Judicial Districts.

H. B. 1007, A bill to be entitled An act to provide for an audit of the various offices and departments of Bertie County.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 1012, A bill to be entitled An act to place Mrs. W. A. Fairchild of Wilkes County on the Pension Roll.

For concurrence in the Senate Amendment.

On motion of Mr. Cranor the House concurs in Senate Amendment and the bill is ordered Enrolled.

S. B. 476, A bill to be entitled An act to amend Chapter One Hundred and Sixty-nine of the Public-Local Laws of the Session of 1929, entitled "An act to encourage the redemption of land sold for taxes in Harnett County".

Referred to the Committee on Finance.

Senate Substitute for H. B. 756, A bill to be entitled An act to fix the salary and fees for the Sheriff of Polk County.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 837, A bill to be entitled An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real



property for taxes which should have been sold under the provisions of the existing law.

For concurrence in the Senate Amendment.

On motion of Mr. Brooks the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 1000, A bill to be entitled An act to make the April Term of Hertford County Superior Court, now for civil cases only, a mixed Term.

For concurrence in the Senate Amendment.

On motion of Mr. Jones the House concurs in Senate Amendment and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 268, A bill to be entitled An act to amend Section One Thousand Two Hundred and Sixty of the Consolidated Statutes, relating to officers fees in criminal actions when not a true bill is found in Avery County.

On motion of Mr. Hood the bill is recommitted to the Calendar Committee.

H. B. 225, A bill to be entitled An act to provide for discounts and penalties in the collection of taxes in Gaston County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 149, A bill to be entitled An act to amend Chapter Two Hundred Twenty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney of the Recorder's Court of Elkin, Surry County, and increasing the territorial jurisdiction of said Court.

On motion of Mr. Pinnix the bill is recommitted to the Committee on Counties, Cities, and Towns.

S. B. 279, A bill to be entitled An act to prohibit the use of steel traps in Hertford County, on the lands of another without written consent of the owner thereof.

Passes its second and third readings, and is ordered Enrolled.

S. B. 346, A bill to be entitled An act to permit the killing of foxes in certain Townships in Richmond County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 394, A bill to be entitled An act to place the police and firemen of the City of Asheville under civil service.

Passes its second and third readings, and is ordered Enrolled.

S. B. 432, A bill to be entitled An act relating to State's witnesses in Wake County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 433, A bill to be entitled An act to permit certain residents of Wake County to be elected to and hold the office of Recorder, Vice-Recorder, and Prosecuting Attorney of the Recorder's Court for the Town of Wake Forest.

Passes its second and third readings, and is ordered Enrolled.

S. B. 435, A bill to be entitled An act to amend the Charter of the City of Salisbury.

Passes its second and third readings, and is ordered Enrolled.

H. B. 813, A bill to be entitled An act to amend Chapter 634 of the Public-Local Laws of 1915 and all amendatory Acts thereto relating to the Recorder's Courts of Robeson County.

The bill fails to pass its second reading.

H. B. 918, A bill to be entitled An act to fix the salary of the Sheriff of Johnston County.

For concurrence in the Senate Amendment.

On motion of Mr. Woodall the House fails to concur in the Senate Amendment, and a Conference is asked for.

The Chair appoints as Conferees on the part of the House, Messrs. Fulghum, Allen, and Holmes, and the Senate is so notified.

H. B. 1041, A bill to be entitled An act to provide a special fund for the enforcement of the Prohibition Law in the County of Rockingham.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1042, A bill to be entitled An act to authorize a Prosecuting Attorney in the Recorder's Courts of Aurora and Belhaven in certain cases.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1043, A bill to be entitled An act to provide for payment by the Board of County Commissioners of Rowan County to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of State Highway No. 80.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1059, A bill to be entitled An act providing for a Tax Collector for Onslow County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1075, A bill to be entitled An act to protect the public from false advertisement and fraudulent sales in Rowan County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1077, A bill to be entitled An act to amend Chapter 137 of the Public-Local and Private Laws of North Carolina of the Session 1929, relating to collecting Court costs for operation Law library Buncombe County Courts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1078, A bill to be entitled An act to amend Chapter 125, Public-Local Laws, Extra Session 1921, relating to the protection of plats or maps filed in the office of the Register of Deeds of Davidson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1082, A bill to be entitled An act to appoint a Boxing Commission for the City of Greenville, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1088, A bill to be entitled An act to amend Chapter 246, Public-Local Laws of 1929, relative to the conservation and protection of migratory waterfowl in Dare County.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 644, A bill to be entitled An act amending Chapter 651, Public Laws, 1909, as amended by conferring certain civil jurisdiction on the Municipal Court of the City of Greensboro and regulating the exercise thereof and by making the criminal jurisdiction of said Court in certain cases exclusive.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Substitute for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture.

As amendment is offered by Mr. Upchurch, which is adopted.

Three amendments are offered by Mr. Jeffress, which are adopted.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

H. B. 807, A bill to be entitled An act to amend Section 33, Chapter 51, Public Laws of Nineteen Hundred and Twenty-seven and to protect quail in Miller's Township, Alexander County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 829, A bill to be entitled An act to authorize the Department of Conservation and Development to gather certain reports from all persons, firms, municipalities and corporations producing or selling electric power in North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 332, A bill to be entitled An act to enable any two or more counties to establish a District Prison Farm in lieu of separate jails.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Halifax, Lyon, MacLean, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Reed, Scarborough, Sigmon, Spence, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, and Woodard—90.

Those voting in the negative are: None.

H. B. 741, A bill to be entitled An act relating to the indebtedness of the Town of Marion.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Brinson, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay,

Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Lumpkin, Lyon, MacLean, Moss, Moye, McDevitt, McRae, Neal, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—90.

Those voting in the negative are: None.

H. B. 1051, A bill to be entitled An act to amend Section 2935 of the Consolidated Statutes in relation to temporary loans of municipalities.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gay, Gill, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, MacLean, Moss, Moye, McBee McDevitt, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—98.

Those voting in the negative are: None.

H. B. 1052, A bill to be entitled An act to amend the Local Government Act (Senate Bill No. 162, ratified March 3, 1931).

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gay, Gill, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, MacLean, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

H. B. 1053, A bill to be entitled An act to amend Chapter 170 of the Public Laws of 1929 so as to correct a typographical error in reference to the Consolidated Statutes.



As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, DeHart, Edwards, Ervin, Etheridge, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gay, Gill, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, LeGrand, Long of Halifax, MacLean, Moss, Moye, McBee, McDevitt, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

S. B. 348, A bill to be entitled An act authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Durham—93.

Those voting in the negative are: None.

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, DeHart, Doshier, Edwards, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Hamilton, Hanes of Forsyth, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, Jeffress, Johnson of Halifax, Johnston of Ashe, Jones, Killian, Leake, LeGrand, Long

of Halifax, Lumpkin, Lyon, MacLean, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Seawell, Sigmon, Smith, Thomas, Thompson, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—85.

Those voting in the negative are: Messrs. Haynes of Surry, Johnson of Currituck, James, and Scarborough—4.

H. B. 719, A bill to be entitled An act to amend Section 3 of Article 5 of the Constitution so as to permit taxing property by a rule that is uniform as to each class of property, and to repeal Section 9 of Article 7 of the Constitution, and to provide for a system of severance taxes.

An amendment is offered by Messrs. Edwards, Young of Durham and Newman, which is lost.

Three amendments are offered by Mr. Ewbank, which are lost.

An amendment is offered by the Committee, which is adopted.

The question now recurs upon the passage of the bill as amended, on its second reading.

The bill fails to pass its second reading by the following vote:

Those voting in the affirmative are: Messrs. Bender, Braddy, Butler, Cherry, Cloud, Cox of Jackson, Crudup, Davis of Edgecombe, Day, Ewing, Gating, Gay, Gill, Graham, Holmes, Hood, Howell, Jeffress, Johnson of Halifax, Johnson of Pender, Jolly, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, Moye, McBee, McEachern, McGougan, Neal, Norman, Parker, Reed, Spence, Tatem, Thomas, White of Chowan, White of Robeson, Whitley, Woodard, and Young of Harnett—42.

Those voting in the negative are: Messrs. Allen, Binford, Black, Brinson, Brown, Brooks, Bruton, Burgin, Connor, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, James, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Killian, LeGrand, Lyon, McDevitt, McRae, Newman, Pinnix, Pitts, Puett, Readling, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Sutton, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Woodall, and Young of Durham—61.

S. B. 420, A bill to be entitled An act providing for certain special taxes in counties.

A minority report having been filed, the question now recurs upon the adoption of said report.

On motion of Mr. Hanes of Forsyth, the minority report is laid on the Table, thus causing the bill to go on the unfavorable Calendar.

The Speaker announces the appointment of the Calendar Committee.

#### (APPOINTMENT OF MEMBERS OF THE CALENDAR COMMITTEE)

Messrs. Edwards, Chairman, Johnston of Ashe, Gay Parker, and Cloud.

The following additional Rule to the Rules of the House is offered by the Rules Committee, which is adopted:

During the remainder of this Session, the rule with respect to limiting debate shall be as follows: "Ten minutes for the first speech and five



minutes for the second speech, no member being allowed to speak more than twice on any subject."

COX OF FORSYTH,

*Chairman of the Committee on Rules.*

The Chair appoints as conferees on the part of the House to act with a like committee from the Senate, to adjust the differences arising out of a Senate Amendment, to H. B. 417, title, "to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents", Messrs. Hanes of Forsyth, Young of Harnett and Scarborough, and the Senate is so notified.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 906, An act to provide for a Tax Collector for Pitt County and to authorize the County Commissioners of said County to fix the salary of said Tax Collector.

H. B. 734, An act to repeal Chapter One Hundred Fifty-nine of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, being An act "to increase the compensation of the Register of Deeds of Caswell County, North Carolina".

H. B. 1028, An act to amend Chapter Two Hundred Fourteen, Public-Local Laws, One Thousand Nine Hundred Twenty-five relating to Haywood County.

H. B. 1036, An act to make applicable to the City of Burlington Senate Bill No. Two Hundred and Fifteen ratified February Twenty-five, One Thousand Nine Hundred and Thirty-one, and relating to fees of building inspectors and electrical inspectors.

H. B. 890, An act to restrict the authority of counties in the rate of taxes to be levied hereafter.

H. B. 1026, An act to authorize the Board of Education of Burke County to compensate A. N. Dale for services rendered.

H. B. 1025, An act to amend Chapter Three Hundred and Seventeen, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to certain public funds in Currituck County.

H. B. 1019, An act to amend Chapter One Hundred Seventy-two, Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relative to officers of Cumberland County.

H. B. 689, An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

S. B. 455, An act to amend Chapter One Hundred and Seventy-four Public-Local Laws of North Carolina, Session of One Thousand Nine Hundred and Twenty-three relating to the compensation of the Sheriff of Edgecombe County.

H. B. 938, An act to amend Section One Thousand Two Hundred and Sixty of the Consolidated Statutes so as to include "Guilford" in the list of counties in which witnesses before the Grand Jury shall receive one-half fees where "not a true bill" has been found.

H. B. 1001, An act to amend House Bill One Hundred and Thirty-one, ratified January thirtieth, One Thousand Nine Hundred and Thirty-one, entitled, "An act providing for a Peace officers' Relief Fund for the City of Salisbury and Rowan County".

H. B. 801, An act to amend Chapter Two Hundred and Sixty-seven, Public-Local Laws of One Thousand Nine Hundred and Twenty-three, relative to the salary of the Treasurer of Caswell County.

S. B. 471, An act to exempt from taxation in Edgecombe County property of Fair Associations.

H. B. 800, An act to repeal Chapter Three Hundred and Seventy-nine, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, discontinuing three hundred dollars allowance for clerk hire to the Sheriff of Caswell County.

S. B. 371, An act to provide for the compensation of the Sheriff of Wayne County.

H. B. 983, An act to amend Sections Four Thousand Four Hundred and Eighty and Four Thousand Four Hundred and Eighty-one of Volume Three of the Consolidated Statutes relating to landlord and tenant, making the same applicable to Vance County.

H. B. 723, An act to increase the pay of County Commissioners of Columbus County.

H. B. 802, An act to fix the salary of the Coroner of the County of Wake.

H. B. 19, An act to amend Chapter Two Hundred Seventy-three of the Public Laws of One Thousand Nine Hundred Twenty-nine, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County.

H. B. 933, An act to amend House Bill No. Four Hundred and Fifty-four of the Session of One Thousand Nine Hundred Thirty-one, clarifying provisions for salary of the office clerk of the Sheriff and providing for appointment of purchasing agent in the discretion of the County Commissioners.

S. B. 334, An act to amend and reenact Chapter Forty-seven of the Private Laws of One Thousand Nine Hundred and Twenty-one to provide for uniform registration books in the City of Charlotte, North Carolina.

H. B. 301, An act providing for investigation of the coasts, ports and waterways of North Carolina.

S. B. 446, An act to amend House Bill Five Hundred Ninety-nine, ratified on March 6, Nineteen Hundred Thirty-one, relating to the time of holding the election in the Town of Roanoke Rapids upon the subject of extending its corporate limits.

S. B. 217, An act providing for biennial elections in certain cities and towns of Moore County.

On motion of Mr. Ewing, the House takes a recess until 8:15 o'clock tonight.



## NIGHT SESSION

## HOUSE OF REPRESENTATIVES,

Thursday Night, March 19, 1931.

The Speaker being absent, the House is called to order by Principal Clerk, Thad Eure, who calls Mr. Spence, who was designated by Speaker Smith as Speaker Pro Tem to the Chair.

The courtesies of the floor are extended to: Mr. Chas. A. Jonas of Lincoln County, former member of the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. White, for the Committee on Agriculture.

H. B. 1069, A bill to be entitled An act to repeal Chapter 18, Private Laws of North Carolina, Session 1925, relative to the appointment and duties of cotton weigher for the Town of Dunn, in Harnett County.

With a favorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts:

H. B. 951, A bill to be entitled An act to confer civil jurisdiction upon the County Court of Gates County.

And

S. B. 351, A bill to be entitled An act relating to the duties and commissions of the Clerk of the Superior Court of Bertie County, when acting as receiver.

With favorable reports.

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1098, A bill to be entitled An act to amend Section 2490 of the Consolidated Statutes relating to agricultural liens, making the same applicable to Franklin County.

With a favorable report.

And

S. B. 268, A bill to be entitled An act to amend Section 1260 of the Consolidated Statutes relating to officers' fees in criminal actions when not a true bill is found in Avery County.

With a favorable report, as amended.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

H. B. 1100, A bill to be entitled An act to amend Chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the Clerk of the Superior Court of McDowell County.

And

H. B. 1103, A bill to be entitled An act relating to compensation for the Sheriff of McDowell County.

With favorable reports.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows

By Mr. Lumpkin: H. R. 1104, A Joint Resolution requesting his Excei-

lency, O. Max Gardner, to appear before Joint Session of the House of Representatives and Senate of the Legislature of North Carolina, with reference to pending Legislation.

Referred to the Committee on Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 236, A bill to be entitled An act to amend Section 2144 and to repeal Section 2143 and 2146 of the Consolidated Statutes.

On motion of Mr. Ervin, the bill is laid on the Table.

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties thereof.

On motion of Mr. White of Robeson, the bill is made a Special Order, for tomorrow morning, after the conclusion of the Public-Local Calendar.

S. B. 184, A bill to be entitled An act providing for the appointment of a Court reporter for the Sixth Judicial District of North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. R. 292, Joint Resolution to provide for the appointment of a commission to consider and submit to the 1933 Session of the General Assembly proposed Amendments to the Constitution of the State, or a proposed new draft of the Constitution.

Passes its second and third readings, and is ordered Enrolled.

S. R. 283, Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives, visiting the State School for the Deaf at Morganton.

Passes its second and third readings, and is ordered Enrolled.

H. B. 913, A bill to be entitled An act to provide for the appointment of the members of the Corporation Commission by the Governor and to prescribe their term of office.

On motion of Mr. Gill, the further consideration of the bill is postponed indefinitely.

H. B. 986, A bill to be entitled An act to amend Section 5416 of Volume Three of the Consolidated Statutes of North Carolina, and index, relative to vacancies in the office of County Board of Education.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 989, A bill to be entitled An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

H. B. 994, A bill to be entitled An act to amend Section 6465 of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 228, A bill to be entitled An act to amend Section 7064 of the Consolidated Statutes, relating to organization of County Boards of Health by placing a dentist thereon.



Passes its second and third readings, and is ordered Enrolled.

S. B. 1032, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, relating to the Courts of Gaston County.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1050, A bill to be An act to amend Section 1443, Consolidated Statutes, relating to Terms of Court, and to provide a division of the Terms of Superior Court in counties having city or town other than the county seat with a population of more than thirty-five thousand.

As amended, passes its second reading, and remains on the Calendar.

H. B. 974, A bill to be entitled An act to amend Chapter 238, Public Laws of 1929, relating to the appointment of trustees for the Cherokee Indian Normal School at Pembroke.

On motion of Mr. White of Robeson, the bill is recommitted to the Committee on Education.

S. B. 197, A bill to be entitled An act to amend Section 4927, Volume Three of the Consolidated Statutes requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine.

On motion of Mr. Whitley, the bill is laid on the Table.

Substitute for S. B. 227, A bill to be entitled An act relating to the sales of land for taxes.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1080, A bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of a Domestic Relations Court in Forsyth County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 157, A bill to be entitled An act providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof.

Passes its second and third readings, and is ordered Enrolled.

Substitute for S. B. 175, A bill to be entitled An act to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100, of the Public Laws of 1923, and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contract by providing that the notice of debt be filed with the owner and surety.

On motion of Mr. Howell, the bill is laid on the Table.

On motion of Mr. Hanes of Forsyth, the vote by which the minority report, on S. B. 420, A bill to be entitled An act providing for certain special taxes in counties; was tabled, is reconsidered, and the bill with the minority report accompanying it, is placed on the Calendar.

On motion of Mr. Flanagan, S. B. 360, A bill to be entitled An act to authorize the payment of compensation to State convicts; is taken from the unfavorable Calendar, and recommitted to the Committee on Penal Institutions.

On motion of Mr. Pitts, S. B. 439, A bill to be entitled An act to place the Government of the Town of Clayton under the provisions of Chapter 56, Volume One, and amendments, relating to Municipal Corporations; is taken from the unfavorable Calendar, and recommitted to the Committee on Counties, Cities, and Towns.

On motion of Mr. Spence, 1000 copies of H. B. 102, A bill to be entitled An act to raise revenue; are ordered printed.

Mr. Spence makes a motion that the House do resolve itself into the Committee of the Whole, on Monday March 22, 1931, after the disposition of the Public-Local Calendar, for the purpose of considering H. B. 102, A bill to be entitled An act to raise revenue; and that it continue as such until the entire bill has been properly considered.

It is so ordered.

On motion of Mr. Pitts, the House adjourns, and will meet tomorrow at 10:30 o'clock A. M.

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### SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES,

Friday, March 20, 1931.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Smith.

Prayer by Representative J. C. Moye of Greene County.

Messrs. Gatling, and Gay, for the Committee on the Journal report that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. George A. Younce of Guilford County, former member of the House.

Leave of absence is granted to Mr. Day until Monday.

### PETITIONS AND MEMORIALS

Petitions and Memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Hanes of Forsyth, for the Committee on Insurance:

H. B. 876, A bill to be entitled An act to amend and reenact Section 1, Chapter 58, Public Laws of 1925, being Section 6466 (a) of North Carolina, Code of 1927, defining group life insurance.

And

H. B. 832, A bill to be entitled An act to extend the benefits of group insurance to certain organizations.

With unfavorable reports.

By Mr. MacLean, for the Committee on Education:

S. B. 368, A bill to be entitled An act authorizing the Board of Trustees of the Lincolnnton Graded School District to sell certain real estate belonging to said District.

And

S. B. 383, A bill to be entitled An act to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and con-



veyance between and by the State Board of Education and the Fayetteville Graded Schools, Incorporated.

With favorable reports.

And

H. B. 1087, A bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 relating to the Durham Public School District.

With a favorable report, as amended.

And

H. B. 979, A bill to be entitled An act to amend Chapter 247, Private Laws of 1923, relating to Granite Falls Graded School District.

And

H. B. 476, A bill to be entitled An act to regulate the employment of the Superintendent of Schools for Richmond County by the Board of Education of said County.

And

H. B. 974, A bill to be entitled An act to amend Chapter 238, Public Laws of 1929, relating to the appointment of Trustees for the Cherokee Indian Normal School at Pembroke.

With unfavorable reports as to bills, favorable as to substitute.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees

H. B. 1008, A bill to be entitled An act to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

With a favorable report, as amended.

By Mr. Flanagan, for the Committee on Salaries and Fees:

H. B. 1071, A bill to be entitled An act relating to the compensation of the County Commissioners of Montgomery County.

And

H. B. 1068, A bill to be entitled An act to place the Sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.

With favorable reports.

And

S. B. 451, A bill to be entitled An act to fix the compensation of the Clerk of the Superior Court and Register of Deeds of Cherokee County.

And

S. B. 443, A bill to be entitled An act fixing the salaries of the officers of Johnston County.

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities, and Towns:

S. B. 395, A bill to be entitled An act to incorporate the City of Asheville to define its corporate limits, to provide for its government, and for other purposes.

With a favorable report.

By Mr. Connor, for the Committee on Roads:

S. B. 442, A bill to be entitled An act to authorize the various counties of the State and Road Districts to use any surplus funds and to sell and dispose of camp sites and supplies.

And

H. B. 1005, A bill to be entitled An act to appoint a Highway Commission to act in all matters relating to the highways of Madison County

as provided in House Bill No. 338, passed at this Session of the General Assembly.

And

H. B. 1004, A bill to be entitled An act to repeal Chapter 245 of the Public-Local Laws of 1929, Chapter 90 of the Public-Local Laws of 1927, and Chapter 37 of the Public-Local Laws of 1925, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County.

And

H. B. 1074, A bill to be entitled An act to require the County Commissioners of Columbus County to complete the County Highway from Chadbourn by Clarendon to Tabor.

With favorable reports.

And

H. B. 1065, A bill to be entitled An act to revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law.

And

S. B. 57, A bill to be entitled An act relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto.

H. B. 1064, A bill to be entitled An act to amend Chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors.

With favorable reports, as amended.

And

H. B. 1073, A bill to be entitled An act to direct the State Highway Commission to build a hard surfaced road in Columbus County as described herein.

And

H. B. 1048, A bill to be entitled An act to prohibit the construction of any further State Highways of hard surface of a width less than eighteen feet.

With unfavorable reports.

By Mr. Hamilton, for the Committee on Commercial Fisheries:

H. B. 1033, A bill to be entitled An act to prohibit fishing with drag nets within a mile of the shores of Hyde County.

Bill reported without prejudice.

By Mr. Johnson of Currituck, for the Committee on Game:

H. B. 1093, A bill to be entitled An act to promote restocking of streams and the protection of game and game fish in Madison County.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 644, A bill to be entitled An act amending Chapter 651, Public Laws, 1909, as amended, by conferring certain civil jurisdiction on the Municipal Court of the City of Greensboro and regulating the exercise



thereof and by making the criminal jurisdiction of said Court in certain cases exclusive.

Substitute Bill for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture.

H. B. 829, A bill to be entitled An act to authorize the Department of Conservation and Development to gather certain reports from all persons, firms, municipalities and corporations producing or selling electric power in North Carolina.

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

H. B. 989, A bill to be entitled An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

H. B. 1032, A bill to be entitled An act to amend Section 1443, Volume 3 of the Consolidated Statutes, relating to the Courts of Gaston County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Haynes of Surry: H. B. 1105, A bill to be entitled An act to abolish the Highway Commission of Surry County.

Referred to the Committee on Public Roads.

By Mr. Seawell: H. B. 1106, A bill to be entitled An act to repeal Sub-Section Ten of Section Thirty-eight of Chapter Three Hundred Eighty of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen.

Referred to the Committee on Calendar.

By Messrs. Gill, Seawell, Neal, Allen, Bruton, and Spence:

H. B. 1107, A bill to be entitled An act to amend Section 6088 of the Consolidated Statutes, relating to the reapportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

Referred to the Committee on Senatorial Districts.

By Mr. Ewbank, by request: H. B. 1108, A bill to be entitled An act to abolish the Board of Water Commissioners of the City of Hendersonville, subject to approval by the voters of said City, and to authorize the Board of Commissioners of said City to sell and dispose of the water works system with approval of the voters of said City.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Long of Alamance: H. B. 1109, A bill to be entitled An act to amend Section 23 of Article 4 of the Constitution of North Carolina, relating to solicitors.

Referred to the Committee on Constitutional Amendments:

By Mr. Cranor: H. B. 1110, A bill to be entitled An act to allow the Board of Education of Wilkes County to pay Miss Nina Dancy salary due her.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Leake: H. B. 1111, A bill to be entitled An act to appoint a Board of Highway Commissioners for Stokes County.

Referred to the Committee on Public Roads.

By Mr. Howell: H. B. 112, A bill to be entitled An act to authorize the School Committeemen of the City of Asheville Local Tax District to issue certificates of indebtedness to teachers.

On motion of Mr. Hood, the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 419, A bill to be entitled An act to amend Section 240 Consolidated Statutes of North Carolina, relating to the rights of receivers.

Referred to the Committee on Judiciary No. 1.

S. R. 440, Joint Resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

Referred to the Committee on Expenditures of the House.

S. B. 459, A bill to be entitled An act relating to State's witnesses in Wake County, amending Section 1282 of the Consolidated Statutes.

Referred to the Committee on Salaries and Fees.

S. B. 460, A bill to be entitled An act to fix the salary of the Sheriff of Wake County and authorize the appointment of Deputy Sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

Referred to the Committee on Salaries and Fees.

S. B. 463, A bill to be entitled An act to prescribe the fees to be charged by the Register of Deeds of Granville County for recording certain instruments.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 464, A bill to be entitled An act to require that the Solicitor's fees be paid over to the General County Fund.

Referred to the Committee on Judiciary No. 1.

S. B. 465, A bill to be entitled An act to fix the fees to be collected by the Clerk of the Superior Court of Granville County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 466, A bill to be entitled An act relating to the regulation of practice in insolvency and certain other proceedings.

Referred to the Committee on Judiciary No. 2.

H. B. 828, A bill to be entitled An act to amend Consolidated Statutes 2347 and Consolidated Statutes 2481, so as to protect the rights of tenants, lessees, croppers, and merchants making advances under the Agricultural Lien Law.

For concurrence in the Senate Amendment.

On motion of Mr. Smith, House concurs in Senate Amendment, and the Bill is ordered Enrolled.

S. B. 110, A bill to be entitled An act to amend the Code of Civil Procedure, as to the joinder of parties.

Referred to the Committee on Judiciary No. 1.

S. B. 367, A bill to be entitled An act to amend the law in connection with



Andrews School District, Cherokee County.

Referred to the Committee on Education.

S. B. 372, A bill to be entitled An act to validate the Cameron Special Taxing District school election.

Referred to the Committee on Education.

S. B. 398, A bill to be entitled An act to regulate collectors of accounts and detective agencies.

Referred to the Committee on Judiciary No. 2.

S. B. 479, A bill to be entitled An act to place the name of J. A. Pollock, a Confederate Soldier, who was wounded in the War between the States, on the Pension List.

Referred to the Committee on Pensions.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 598, A bill to be entitled An act to repeal the Charter of the Sharpsburg Graded School District.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 692, A bill to be entitled An act to prohibit the sale of hypnotic drugs in North Carolina.

For concurrence in the Senate Amendment.

On motion of Mr. Pitts, the House concurs in the Senate Amendment, and the Bill is ordered Enrolled.

SENATE CHAMBER,

March 20, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body to the effect that the Senate requests the return of H. B. 510, title, "to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding," for further consideration.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

It is so ordered, and the bill is returned to the Senate.

SENATE CHAMBER,

March 20, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Amendments to H. B. 918, title, "to fix the salary of the Sheriff of Johnston County", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Gower and Clement.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

SENATE CHAMBER,  
March 20, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Amendments to H. B. 417, title, "to amend Section 6299, of the Consolidated Statutes relating to the licensing of insurance agents," and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Umstead and McSwain.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for S. B. 139, A bill to be entitled An act to establish a Commission on Personnel and to prescribe and define its duties and powers.

On motion of Mr. Johnson of Pender, the bill is recommitted to the Committee on Reorganization of State Government.

H. B. 283, A bill to be entitled An act to repeal Sections 6018 to 6055 inclusive of the Consolidated Statutes, relating to the State-wide Primary Law.

The question now recurs upon the passage of the bill on its second reading.

Upon this Mr. Gay calls for the "ayes" and "noes".

The call is sustained, and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Messrs. Black, Brooks, Cloud, Connor, Cox of Forsyth, Crouse, Day, Ervin, Ewbank, Fulghum, Groves, Hamilton, Hanes of Forsyth, Haynes of Surry, Howell, Johnson of Currituck, Johnston of Ashe, Leake, Long of Alamance, Lyon, McBee, McEachern, Neal, Waynick, Whitley, and Woodall—26.

Those voting in the negative are: Messrs. Allen, Binford, Braddy, Brown, Bruton, Cherry, Cox of Jackson, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Doshier, Edwards, Etheridge, Flanagan, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Henry, Hipps, Hood, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Jones, Killian, MacLean, Mebane, Moss, Moye, McDevitt, McGougan, McRae, Newman, Parker, Pinnix, Pitts, Reading, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Willis, White of Chowan, White of Robeson, Woodard, Young of Durham, and Young of Harnett—66.

H. R. 947, Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested for a seat in the General Assembly.

As amended, passes its second reading, and remains on the Calendar.

H. B. 951, A bill to be entitled An act to confer civil jurisdiction upon the County Court of Gates County.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 987, Joint Resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 351, A bill to be entitled An act relating to the duties and commission of the Clerk of the Superior Court of Bertie County when acting as receiver.

Passes its second and third readings, and is ordered Enrolled.

S. B. 444, A bill to be entitled An act to amend the Charter of the City of Winston-Salem.

Passes its second and third readings, and is ordered Enrolled.

S. B. 470, A bill to be entitled An act amending Chapter 229, Public-Local Laws 1927, relating to the propagation of wild fowl in Currituck County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1007, A bill to be entitled An act to provide for an audit of the various offices and departments of Bertie County.

For concurrence in the Senate Amendment.

On motion of Mr. Hanes of Forsyth, the House concurs in the Senate Amendments, and the Bill is ordered Enrolled.

H. B. 1069, A bill to be entitled An act to repeal Chapter 18, Private Laws of North Carolina Session 1925 relative to the appointment and duties of cotton weigher for the Town of Dunn in Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1100, A bill to be entitled An act to amend Chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the Clerk of the Superior Court of McDowell.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1103, A bill to be entitled An act relating to compensation for the Sheriff of McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 268, A bill to be entitled An act to amend Section One Thousand Two Hundred and Sixty of the Consolidated Statutes, relating to officers fees in criminal actions when not a true bill is found in Avery County.

As amended, passes its second reading, and is ordered sent to the Senate for concurrence in the House Amendment.

Substitute for H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as "The Workmen's Compensation Act."

On motion of Mr. Hanes of Forsyth, the substitute is adopted.

An amendment is offered by Mr. Connor, which is adopted.

An amendment is offered by Mr. Spence, which is lost.

Two amendments are offered by Mr. Hanes of Forsyth which are adopted.

As amended, passes its second reading, and remains on the Calendar.

H. B. 1044, A bill to be entitled An act to incorporate the Town of Warrensville in Ashe County.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Parker, Pinnix, Pitts, Reading, Reed, Seawell, Scarborough, Sigmon, Smith, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—88.

Those voting in the negative are: None.

S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastors residence from the payment of street paving assessments and sidewalk assessments for the year 1931, and subsequent years in the Town of Williamston, North Carolina.

Passes its second reading by the following Vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brooks, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Hyde, Davis of Warren, DeHart, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Parker, Pinnix, Pitts, Reading, Reed, Seawell, Scarborough, Sigmon, Smith, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—88.

Those voting in the negative are: None.

H. B. 1051, A bill to be entitled An act to amend Section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Lyon, MacLean, Mebane, Moss, Moye, McBee, McEach-



ern, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Readling, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

H. B. 1052, A bill to be entitled An act to amend the Local Government Act (Senate Bill 162, ratified March 3, 1931).

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Lyon, MacLean, Mebane, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Readling, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

H. B. 1053, A bill to be entitled An act to amend Chapter 170 of the Public Laws of 1921 so as to correct a typographical error in reference to the Consolidated Statutes.

Passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Alien, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Lyon, MacLean, Mebane, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Readling, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

S. B. 348, A bill to be entitled An act authorizing the issue of bonds in certain cases by Special Charter School Districts and validating certain indebtedness of such Districts.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Amendment

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Cox of Jackson, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier,

Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Lyon, MacLean, Mebane, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Parker, Pinnix, Pitts, Readling, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Guilford, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

S. B. 420, A bill to be entitled An act providing for certain special taxes in counties.

On motion of Mr. Waynick the bill is recommitted to the Committee on Finance.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Chair lays before the House S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this Act and fixing penalties therefor.

Several amendments are offered by the Committee which are adopted.

Four amendments are offered by Mr. Newman which are lost.

The question now recurs upon the passage of the bill as amended, on its second reading.

The bill passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Ewbank, Flanagan, Fulghum, Gay, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hipps, Howell, James, Jeffress, Johnson of Chatham, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Killian, Leake, Long of Alamance, Lyon, MacLean, Mebane, Moss, Moye, McBee, McEachern, McRae, Neal, Parker, Pinnix, Pitts, Readling, Reed, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Robeson, Woodall, Woodard, and Young of Durham—74.

Those voting in the negative are: Messrs. Binford Brinson, Cloud, Davis of Warren, DeHart, Etheridge, Garibaldi, Gatling, Gwaltney, Hamilton, Helms, Henry, Johnson of Currituck, Johnson of Halifax, McGougan, Newman, Tatem, Thompson, White of Chowan, Whitley, and Young of Harnett—21.

On motion of Mr. McDevitt, H. B. 889, A bill to be entitled An act to reappoint a Board of Highway Commissioners for Hot Springs, Spring Creek Township in Madison County, is recalled from the Committee on Roads, and placed on the Calendar, and on motion of Mr. McDevitt the bill is laid on the Table.

On motion of Mr. McDevitt, H. B. 527, A bill to be entitled An act, to create a special road district including Townships, One, Two, Three, Four,



Five, Six, Seven, Ten, Eleven, Twelve, Thirteen, Fourteen, Fifteen and Sixteen, in Madison County, and for other purposes, is recalled from the Committee on Roads, and placed on the Calendar, and on motion of Mr. McDevitt the bill is laid on the Table.

On motion of Mr. Cherry, S. B. 232, A bill to be entitled An act to create in the Governor's office a Division of Purchase and Contract and to prescribe the powers and duties thereof, is made a Special Order for tomorrow, Saturday, March 21, after the conclusion of the Public-Local Calendar.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 338, An act to amend Chapter Two, Public Laws of One Thousand Nine Hundred and Twenty-one, and Acts Amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof.

S. B. 435, An act to amend the Charter of the City of Salisbury.

H. B. 837, An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law.

H. B. 1012, An act to place Mrs. W. A. Fairchild of Wilkes County on the Pension Roll.

H. B. 965, An act to establish a Recorder's Court for Madison County.

H. B. 1000, An act to make the April Term of Hertford County Superior Court, now for civil cases only, a mixed Term.

H. B. 504, An act to amend Section Five Thousand Four Hundred and Forty-five of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

H. B. 944, An act to provide for the election of a cotton weigher and grader for the Town of St. Pauls, Robeson County.

S. B. 332, An act to enable any two or more counties to establish a District Prison Farm in lieu of separate jails.

H. B. 967, An act for the relief of the Constable of Harkers Island Township.

H. B. 896, An act to amend Chapter Eleven, Private Laws of One Thousand Nine Hundred and Twenty-nine, contracting the limits of the Town of Winfall, Perquimans County.

S. B. 433, An act to permit certain residents of Wake County to be elected to and hold the offices of Recorder, Vice-Recorder and Prosecuting Attorney of the Recorder's Court for the Town of Wake Forest.

S. B. 346, An act to permit the killing of foxes in certain townships in Richmond County.

S. B. 972, An act to create a Peace Officers Relief Fund for the City of Fayetteville and County of Cumberland.

H. B. 359, An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.

H. B. 318, An act to amend Section Four, Chapter Two Hundred and Thirty-three, of the Public Laws of North Carolina Session of One Thousand Nine Hundred and Twenty-five, in reference to the salaries of officers of the Municipal County Court of the County of Lenoir.

S. B. 394, An act to place the police and firemen of the City of Asheville under civil service.

S. B. 24, An act to provide a closer check of the Pension Roll by the Register of Deeds and the Clerk of the Court in each county in the State.

S. B. 323, An act to consolidate the Woodfin Sanitary Water and Sewer District, and the Woodfin Sanitary Sewer District, and to authorize the Board of Commissioners of Buncombe to appoint a Board of Trustees for said District.

H. B. 1014, An act to reduce the salary of the Sheriff of Franklin County, to abolish the office of Deputy Sheriff of Louisburg Township, and to provide for a Tax Collector for said County.

H. B. 1047, An act to repeal House Bill Four Hundred Twenty-eight entitled "An Act to amend Chapter Three Hundred and Sixty-eight of the Public-Local Laws of One Thousand Nine Hundred Eleven and Chapter Two Hundred Three of the Public-Local Laws of One Thousand Nine Hundred Seventeen relating to the Police Court for the Town of Canton, County of Haywood."

H. B. 997, An act to empower the Board of Aldermen of the City of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people.

On motion of Mr. White of Robeson, the House takes a recess until 8:15 o'clock tonight.

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## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Friday, March 20, 1931.

Pursuant to recess, the House meets, and resumes consideration of its business with Mr. Speaker Smith presiding.

The courtesies of the floor are extended to Messrs. Daniel Steele and Oscar Coffin.

Leave of absence is granted to Messrs. White of Robeson, Leake, Davis of Hyde, and Thomas.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Jeffress, for the Committee on Reorganization of State Government:

Substitute for S. B. 139, A bill to be entitled An act to establish a Commission on Personnel and to prescribe and define its duties and powers.

With a favorable report, as amended.

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1106, A bill to be entitled An act to repeal Sub-Section 10 of Section 38 of Chapter 380 of Private Laws of North Carolina Session 1915.

With a favorable report.

By Mr. Neal, for the Committee on Counties, Cities, and Towns:

S. B. 149, A bill to be entitled An act to amend Chapter Two Hundred Twenty-two, Public-Local Laws of One Thousand Nine Hundred and



Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney of the Recorder's Court of Elkin, Surry County, and increasing the territorial jurisdiction of said Court.

With a favorable report.

And

H. B. 633, A bill to be entitled An act to authorize the Town of Sanford to improve its streets and assess the costs thereof on abutting property.

With a favorable report, as amended.

And

H. B. 991, A bill to be entitled An act to annex Stokes County, North Carolina, to Forsyth County, North Carolina, and to merge same into one County unit to be known as Forsyth County, North Carolina.

And

H. B. 1058, A bill to be entitled An act to permit the people of the City of Durham to vote upon certain zoning regulations as contained in Chapter 250 of the Public Laws of 1923.

And

S. B. 233, A bill to be entitled An act to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquotank, Camden, and Currituck to establish a District Prison Farm and provide for its purchase and maintenance.

And

S. B. 254, A bill to be entitled An act to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a District Community Home for the aged and infirm for said Counties and to provide for its purchase and maintenance.

And

S. B. 439, A bill to be entitled An act to place the Government of the Town of Clayton under the provisions of Chapter 56, Volume One, and amendments, relating to municipal corporations.

With unfavorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. McRae, Crouse, Hanes of Forsyth, and Pitts: H. B. 1113, A bill to be entitled An act to provide for submission to the qualified voters of the State the question of the appointment by the Governor of the members of the Corporation Commission, the Commissioner of Labor and Printing, the Commissioner of Agriculture, and the Insurance Commissioner.

Referred to the Committee on Reorganization of the State Government.

By Mr. Rogers: H. B. 1114, A bill to be entitled An act to permit the Board of Commissioners of Macon County to hypothecate certificates of tax sales held by that County and to delay foreclosure proceedings thereupon.

Referred to the Committee on Calendar.

By Mr. Connor: H. B. 1115, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws, Regular Session 1921, relating to the General Banking Laws.

Referred to the Committee on Banks and Banking.

By Mr. Johnson of Halifax: H. B. 1116, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Halifax County.

Referred to the Committee on Calendar.

By Messrs. Johnson of Halifax, Doshier, Gay, Garibaldi, and Tatem: H. B. 1117, A bill to be entitled An act to provide for competition bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State.

Referred to the Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 299, A bill to be entitled An act to amend Section 2306 of the Consolidated Statutes, relating to the penalty of usury.

On motion of Mr. Connor the bill is laid on the Table.

S. B. 244, A bill to be entitled An act to amend Section 4201 of the Consolidated Statutes entitled punishment for manslaughter.

On motion of Mr. Brooks the consideration of the bill is postponed indefinitely.

S. B. 416, A bill to be entitled An act to authorize Clerks of the Superior Court to have photostatic copies made of plats, maps and blue prints and to insert the same in the record of special proceedings to which they relate.

Passes its second and third readings, and is ordered Enrolled.

S. B. 430, A bill to be entitled An act to amend Section 1 of the Consolidated Statutes relative to jurisdiction of administration of estates.

Passes its second and third readings, and is ordered Enrolled.

S. B. 396, A bill to be entitled An act to amend Section 2776 (s) of the Consolidated Statutes of North Carolina relating to the zoning of certain properties.

Amendments are offered by Messrs. Binford, Waynick, Brown, Brooks, Uzzell, Parker, and Edwards which are adopted.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendments.

H. B. 1098, A bill to be entitled An act to amend Section 2490, of the Consolidated Statutes relating to agricultural liens, making the same applicable to Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 248, A bill to be entitled An act determining the rights of creditors and beneficiaries under policies of life insurance.

Passes its second and third readings, and is ordered Enrolled.

S. B. 262, A bill to be entitled An act to amend Section 439 of the Consolidated Statutes of North Carolina (Being a part of the Code of Civil Procedure relating to limitation of actions).

Passes its second and third readings, and is ordered Enrolled.

S. B. 357, A bill to be entitled An act to amend Section One Chapter 163 of the Public Laws of 1925.

Passes its second and third readings, and is ordered Enrolled.



S. B. 276, A bill to be entitled An act to amend Section 16 of Consolidated Statutes relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said ~~executorship where~~ one or more of the executors appointed in said will renounce or refuse to qualify.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 255, A bill to be entitled An act to amend Section 3296 of the Consolidated Statutes of North Carolina relating to Justices of the Peace.

On motion of Mr. Crouse the bill is laid on the Table.

H. B. 950, A bill to be entitled An act to make the Motor Vehicle Laws of North Carolina conform with the uniform Act regulating traffic on highways as adopted by the National Conference on Street and Highway Safety.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 236, A bill to be entitled An act to amend Section 2144 and to repeal Section 2145 and 2146 of the Consolidated Statutes.

On motion of Mr. Connor the bill is taken from the Table and placed on the Calendar.

H. B. 1063, A bill to be entitled An act to prescribe certain duties of the Executive Counsel, the several Welfare Officers of the State and the State Highway Patrol in connection with parole or prisoners and also to provide for other services of the State Highway Patrol.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 250, A bill to be entitled An act to amend Section 6777 of the Consolidated Statutes pertaining to the State Board of Embalmers.

Passes its second and third readings, and is ordered Enrolled.

Substitute for S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for Usury.

Passes its second reading and remains on the Calendar.

S. R. 384, Joint Resolution limiting the time for further introduction of bills.

On motion of Mr. Edwards the bill is laid on the Table.

S. B. 317, A bill to be entitled An act to repeal Section 672, of the Consolidated Statutes concerning the time for the return of execution and reenacting the same.

Passes its second and third readings, and is ordered Enrolled.

S. B. 354, A bill to be entitled An act to reorganize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said Board.

Passes its second and third readings, and is ordered Enrolled.

S. B. 403, A bill to be entitled An act to amend Chapter 61, Public Laws of 1923, now Three Consolidated Statutes 3366 (h), relating to certain defective probates.

Passes its second and third readings, and is ordered Enrolled.

S. B. 338, A bill to be entitled An act to amend Section 444 of the Consolidated Statutes of North Carolina, relating to Statutes of Limitation.

Passes its second and third readings, and is ordered Enrolled.

S. B. 339, A bill to be entitled An act to amend Section 6382 of the

Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.

Amended and remains on the Calendar for its several readings.

S. B. 405, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, known as the Workmens Compensation Act.

As amended, passes its second and third readings, and is ordered Enrolled.

S. B. 414, A bill to be entitled An act to amend Section 927 of the Consolidated Statutes relative to the bonds of Clerks of the Superior Court.

Passes its second and third readings, and is ordered Enrolled.

S. B. 355, A bill to be entitled An act to repeal Section 4774 of the Consolidated Statutes of 1919 and to provide a substitute therefor.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1050, A bill to be entitled An act to amend Section 1443 Consolidated Statutes relating to Terms of Court, and to provide a division of the Terms of Superior Court in counties having a city or town other than the county seat with a population of more than thirty-five thousand.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

S. B. 263, A bill to be entitled An act to amend Sub-Section Four of Section 5006 of the Consolidated Statutes relating to maternity homes.

Passes its second and third readings, and is ordered Enrolled.

S. B. 84, A bill to be entitled An act to amend Chapter Two Hundred and Eighteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine relating to the State Highway Patrol.

As amended, remains on the Calendar for its several readings.

On motion of Mr. Connor when the House meets tomorrow it will consider nothing but Public-Local Bills, and S. B. 232, the Special Order for tomorrow, will go over until next week.

On motion of Mr. Brooks the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, March 21, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. W. Way of Raleigh, North Carolina.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mrs. Mebane, for the Committee on Public Welfare.

H. B. 676, A bill to be entitled An act to amend Section 1 of Chapter 264 of the Public Laws of 1917 relating to reformatories or homes for fallen women, to apply to Mecklenburg County only.



With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1101, A bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in McDowell County.

And

S. B. 379, A bill to be entitled An act to amend Section 2577 of the Consolidated Statutes so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

And

S. B. 110, A bill to be entitled An act to amend the Code of Civil Procedure as to the joinder of parties.

And

S. B. 419, A bill to be entitled An act to amend Section 240 Consolidated Statutes of North Carolina relating to the rights of receivers.

With favorable reports.

And

H. B. 1079, A bill to be entitled An act to repeal Chapter 256, Public Laws, 1929, relating to mortgages of corporations.

With a favorable report, as amended.

And

H. B. 1006, A bill to be entitled An act to repeal Section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new Act to protect inchoate rights of dower and to prohibit the sale of the home site by the husband without the written assent of the wife.

With an unfavorable report as to bill, favorable as to substitute.

And

S. B. 141, A bill to be entitled An act to amend Section 2591 of the Consolidated Statutes captioned, "reopening judicial sales, etc., on advanced bid".

And

S. B. 464, A bill to be entitled An act to require that the Solicitor's fees be paid over to the General County Fund.

With unfavorable reports.

By Mr. Spence, for the Committee on Finance.

H. B. 954, A bill to be entitled An act to exempt from taxation certain charitable hospitals in the City of Asheville and the County of Buncombe.

And

H. B. 1045, A bill to be entitled An act to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation.

And

H. B. 1076, A bill to be entitled An act validating indebtedness of the Town of Roxboro.

And

S. B. 310, A bill to be entitled An act providing for the extension of special assessments.

With favorable reports.

And

H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the Tax Collectors of the municipalities in said County

to accept partial payments of taxes.

And

H. B. 1054, A bill to be entitled An act to validate certain notes of counties.

With favorable reports, as amended.

And

S. B. 429, A bill to be entitled An act to amend Section 8049, Volume two of Consolidated Statutes, relating to manner of settlement of sheriff or tax collector.

Bill reported without prejudice.

H. B. 98, A bill to be entitled An act to raise revenue for the support and maintenance of the six months school, as provided by the State Constitution, and to relieve real estate and personal property of all ad valorem tax for that purpose and to provide for the collection of said revenue.

And

H. B. 765, A bill to be entitled An act for the relief of the landowners of the State of North Carolina and to provide funds for the maintenance of the public schools for a period of six months.

And

H. B. 845, A bill to be entitled An act authorizing the Board of County Commissioners of Caswell County to levy a special tax.

And

S. B. 454, A bill to be entitled An act to provide for the collection of taxes in and for the Town of Mount Airy in Surry County.

And

S. B. 39, A bill to be entitled An act to authorize the Town of Murphy to use funds derived from the sale of refunding bonds of the Town to pay off and discharge interest on bonds and other outstanding indebtedness of the Town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

And

H. B. 1090, A bill to be entitled An act to amend Chapter 200 of the Public Laws of 1929, relating to uniform weights and measures, and providing for the refinancing of the same.

With unfavorable reports.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 1102, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to payment of damages done by dogs.

And

S. B. 466, A bill to be entitled An act relating to the regulation of practice in insolvency and certain other proceedings.

With favorable reports.

And

H. B. 966, A bill to be entitled An act to protect the citizens of North Carolina in the use and enjoyment of certain public waters in Carteret County.

The Committee recommends that the bill be recommitted to the Committee on Conservation and Development.

It is so ordered.



## ENGROSSED BILLS

Mr. Bruton, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 1052, A bill to be entitled An act to amend the Local Government Act (Senate Bill No. 162, ratified March 3, 1931).

H. B. 1053, A bill to be entitled An act to amend Chapter 170 of the Public Laws of 1929, so as to correct a typographical error in reference to the Consolidated Statutes.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. White of Chowan: H. B. 1118, A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

Referred to the Committee on Justice of Peace.

By Mr. Connor: H. B. 1119, A bill to be entitled An act to amend House Bill 338 entitled, "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof, and additional thereto, relating to the State Highway System and Public Roads of the State, and to provide for the maintenance thereof.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1120, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws, regular Session 1921, being Section 220 (r) Consolidated Statutes, relating to capital stocks of banks.

Referred to the Committee on Banks and Banking.

And

H. B. 1121, A bill to be entitled An act to amend Section 480 of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits.

Referred to the Committee on Judiciary No. 2.

By Mr. Ewbank: H. B. 1122, A bill to be entitled An act to extend the time for payment of street assessments in the Town of East Flat Rock.

Referred to the Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 476, A bill to be entitled An act to regulate the employment of the Superintendent of Schools for Richmond County, by the Board of Education of said County.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 598, A bill to be entitled An act to repeal the Charter of the Sharpsburg Graded School District.

For concurrence in the Senate Amendment.

On motion of Mr. Moss, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

Substitute for H. B. 979, A bill to be entitled An act to amend Chapter 247, Private Laws of 1923, relating to Granite Falls Graded School District.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1068, A bill to be entitled An act to place the Sheriff of Alleghany County upon a salary in lieu of commission heretofore allowed for collection of taxes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1071, A bill to be entitled An act relating to the compensation of the County Commissioners of Montgomery County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1093, A bill to be entitled An act to promote restocking of certain streams and the protection of game and game fish in Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1008, A bill to be entitled An act to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1004, A bill to be entitled An act to repeal Chapter 245 of the Public-Local Laws of 1929, Chapter 90 of the Public-Local Laws of 1927, and Chapter 37 of the Public-Local Laws of 1925, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1005, A bill to be entitled An act to appoint a Highway Commission to act in all matters relating to the Highways of Madison County, as provided in House Bill No. 338, passed at this Session of the General Assembly.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1106, A bill to be entitled An act to repeal Sub-Section Ten of Section Thirty-eight of Chapter Three Hundred Eighty of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 368, A bill to be entitled An act authorizing the Board of Trustees of the Lincolnton Graded School District to sell certain real estate belonging to said District.

Passes its second and third readings, and is ordered Enrolled.

S. B. 383, A bill to be entitled An act to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and



conveyance between and by the State Board of Education and the Fayetteville Graded Schools Incorporated.

Passes its second and third readings, and is ordered Enrolled.

On motion of Mr. Uzzell S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitations for Usury, is taken from the Calendar, and recommitted to the Committee on Judiciary No. 2.

#### ENROLLED BILLS

Mr. Halstead, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 302, An act to amend Chapter Three Hundred Ninety-five of the Public-Local Laws of One Thousand Nine Hundred Nine and all Acts Amendatory thereof, relating to the City Charter of the City of High Point.

H. B. 898, An act to amend Chapter Two Hundred Twenty-six, Private Laws One Thousand Nine Hundred Twenty-seven, and Chapter Fifteen, Private Laws One Thousand Nine Hundred Twenty-three, relating to the Charter of the City of Elizabeth City.

H. B. 866, An act to amend Salary Act of Beaufort County fixing salary of Register of Deeds.

H. B. 368, An act to allow the Board of County Commissioners of Graham County and its depository to enter into a contract regarding certain County Funds.

H. B. 105, An act validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

S. B. 253, An act for relief of T. M. Crysel, Treasurer, G. G. Elledge, Sheriff, J. M. Bumgardner, T. L. Parsons, C. L. Smoot, Tax Collectors of Wilkes County, North Carolina.

S. B. 404, An act to amend Section One Thousand Four Hundred Forty-three of the Consolidated Statutes of North Carolina, and Chapters One Hundred Sixty-one and Two Hundred Twelve, Public Laws of Session One Thousand Nine Hundred Twenty-seven, relating to Terms of court in Harnett County.

H. B. 299, An act to amend Chapter Two Hundred Seventy-two, of the Public Laws of One Thousand Nine Hundred Twenty-nine, relative to the fees of duplicate certificates of title.

S. B. 228, An act to amend Section Seven Thousand Sixty-four of the Consolidated Statutes relating to organization of County Boards of Health by placing a dentist thereon.

S. B. 157, An act providing for the repeal and reenactment of uniform weights and measures and providing penalties for violation thereof.

H. B. 940, An act to regulate the election of the Commissioners for the County of Richmond.

S. B. 227, An act relating to the sale of land for taxes.

H. B. 604, An act to repeal the Charter of the Benson School District, Private Laws One Thousand Nine Hundred and Fifteen, Chapter One Hundred and Forty-five.

H. B. 936, An act to amend Chapter One Hundred and Eighty-four,

Private Laws of One Thousand Nine Hundred and Twenty-three, so as to correct a short line in the boundary of the Town of Jonesville, Yadkin County.

H. B. 975, An act relating to the right to perform an autopsy upon the human body.

S. B. 245, An act for the relief of John J. Taylor, Sheriff of Stokes County.

H. B. 657, An act to pay the burial expenses of N. B. Outlaw, a Confederate Veteran, of Columbus County.

S. B. 184, An act providing for the appointment of a Court Reporter for the Sixth Judicial District of North Carolina.

H. B. 911, An act for the relief of the Clerk of the Superior Court and Register of Deeds of Carteret County.

H. B. 817, An act to provide for the compilation of statistic relating to the blind of the State.

H. B. 959, An act to amend Chapter Three Hundred Seventy-five, Public-Local Laws of One Thousand Nine Hundred and Twenty-five, relating to importation of hogs into Granville County.

H. B. 928, An act to amend Section Nine Hundred Fifty-six of the Consolidated Statutes of North Carolina, pertaining to reports of the Clerks of the Superior Courts.

H. B. 838, An act to provide for the payment of all the road bonds of Robersonville Township, Martin County.

S. B. 279, An act to prohibit the use of steel traps in Hertford County, on lands of another without written consent of the owner thereof.

S. B. 432, An act relating to State's witnesses in Wake County.

H. B. 566, An act to prohibit the unauthorized practice of law in the State of North Carolina.

H. B. 741, An act relating to the indebtedness of the Town of Marion.

H. B. 920, An act giving to a lien on cattle for pasturage.

H. B. 781, An act to punish trustees embezzling the funds of their cestuis que trustent.

S. R. 292, Joint Resolution to provide for the appointment of a Commission to consider and submit to the One Thousand Nine Hundred Thirty-three Session of the General Assembly proposed amendments to the Constitution of the State, or a proposed new draft of the Constitution.

S. R. 283, A Joint Resolution to pay expenses of the Committee from the Senate and House of Representatives visiting the State School for the deaf at Morganton.

H. B. 867, An act to repeal the Statutes creating the Burke County Road Commission.

H. B. 1007, An act to provide for an audit of the various offices and departments of Bertie County.

H. B. 820, An act to provide better hunting in North Carolina, and to give landowners in North Carolina revenue therefrom.

H. B. 924, An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

H. B. 548, An act to amend Section Six Thousand Five Hundred and Eight of the Consolidated Statutes to permit members of a fraternal benefit order or society to designate any charitable institution maintained



by such society order as beneficiary.

H. B. 1097, An act to confer additional authority upon the Recorder's Court of Caldwell County.

H. B. 904, An act to authorize and empower the Board of Commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

H. B. 561, An act to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the County of Lee.

S. B. 351, An act relating to the duties and commissions of the Clerk of the Superior Court of Bertie County, when acting as receiver.

H. B. 692, An act to prohibit the sale of hypnotic drugs in North Carolina.

S. B. 470, An act amending Chapter Two Hundred Twenty-nine, Public-Local Laws One Thousand Nine Hundred Twenty-seven, relating to the propogation of wild fowl in Currituck County.

S. B. 444, An act to amend the Charter of the City of Winston-Salem.

H. B. 738, An act relating to the hunting of rabbits in Northampton County.

On motion of Mr. Spence the House adjourns, and will meet Monday at 12 o'clock noon.

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## SIXTY-FIFTH DAY

### HOUSE OF REPRESENTATIVES,

Monday morning, March, 23, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. M. A. Barber of the City of Raleigh.

Mr. Bruton, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1116, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Halifax County.

With a favorable report.

And

H. B. 1114, A bill to be entitled An act to permit the Board of Commissioners of Macon County to hypothecate certificates of tax sales held by that County and to delay foreclosure preceeding thereupon.

The Committee recommends that the bill be recommitted to the Committee on Finance.

It is so ordered.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 825, A bill to be entitled An act to put the Solicitor of Nash County on salary.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Moss the rules are suspended, and the bill is placed on its immediate passage.

The substitute is adopted.

Passes its second and third readings, and is sent to the Senate without Engrossment.

The original bill is laid on the Table.

And

H. B. 826, A bill to be entitled An act empowering the County Commissioners of Nash County to fix the salaries of all County officers.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Moss the rules are suspended, and the bill is placed on its immediate passage.

The substitute is adopted.

Passes its second and third readings, and is sent to the Senate without Engrossment.

The original bill is laid on the Table.

And

H. B. 824, A bill to be entitled An act to authorize the County Commissioners of Nash County to close the service stations and stores on Sunday in Ferrell's Township, Nash County.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Moss the rules are suspended, and the bill is placed on its immediate passage.

The substitute is adopted.

Passes its second and third readings, and is sent to the Senate without Engrossment.

The original bill is laid on the Table.

By Mr. McBee, for the Committee on Education.

H. B. 957, A bill to be entitled An act to amend Chapter Sixty-one, Public Laws 1921, and to amend Section Five Thousand Eight Hundred Fifty-three of the Consolidated Statutes relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

With an unfavorable report as to the bill, favorable as to substitute.

By Mr. Cox of Jackson, for the Committee on Conservation and Development.

Substitute for S. B. 361, A bill to be entitled An act to amend Chapter 48, Public Laws 1927, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.

And

S. B. 362, A bill to be entitled An act to provide deputy warden service for the Department of Conservation and Development.

With favorable reports.

By Mr. Spence, for the Committee on Finance.

H. B. 102, A bill to be entitled An act to raise revenue.

With an unfavorable report as to the bill, favorable as to the substitute.

On motion of Mr. Spence the substitute is adopted, and takes its place on the Calendar.



By Mr. Holmes, for the Committee on Drainage.

S. B. 445, A bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Durham: H. B. 1123, A bill to be entitled An act to amend Chapter 86, of the Public Laws of 1887, relating to the Durham Public School District.

Referred to the Committee on the Calendar.

By Mr. Reed: H. B. 1124, A bill to be entitled An act to fix the compensation of the Solicitor of the General County Court of the County of Buncombe by the County Commissioners.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cherry: H. B. 1125, A bill to be entitled An act to prohibit the release of foxes in Gaston County.

Referred to the Committee on Game.

By Messrs. Jeffress, and Turner of Guilford: H. B. 1126, A bill to be entitled An act to authorize the County Commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding provisions of House Bill 890.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Johnson of Currituck; H. B. 1127, A bill to be entitled An act to incorporate the Memorial Methodist Episcopal Church in Currituck County.

Referred to the Committee on Judiciary No. 2.

By Mr. Neal: H. B. 1128, A bill to be entitled An act to authorize the Board of County Commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. McBee: H. B. 1129, A bill to be entitled An act to amend Chapter 258, Public-Local Laws of 1927, relating to extra compensation of the County Commissioners of Mitchell County.

Referred to the Committee on Salaries and Fees.

By Mr. Crouse, by request: H. R. 1130, A Joint Resolution for the investigation of a claim for damages of Dr. Thomas L. Estep.

Referred to the Committee on Claims.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows.

S. B. 473, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes of North Carolina, Volume 1, relating to landlord and tenant, applying to Surry and Stokes Counties.

Referred to the Committee on Judiciary No. 1.

S. B. 480, A bill to be entitled An act to amend Chapter 310 of the Public-Local Laws of 1921, relative to the better enforcement of the criminal laws in Lincoln County.

Referred to the Committee on Judiciary No. 2.

S. B. 482, A bill to be entitled An act to authorize the County of Harnett and the Town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington.

Referred to the Committee on Public Roads.

S. B. 483, A bill to be entitled An act to make the April Term of Hertford County Superior Court now for civil cases only, a mixed Term.

Referred to the Committee on Courts and Judicial Districts.

S. B. 284, A bill to be entitled An act to allow property owners and first mortgagees to redeem lands sold for taxes in Robeson County.

Referred to the Committee on Finance.

S. B. 399, A bill to be entitled An act to extend the corporate limits of the Town of Wallace, Duplin County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 450, A bill to be entitled An act making it unlawful to fraudulently obtain credit at a hospital or sanitorium.

Referred to the Committee on Judiciary No. 1.

S. B. 462, A bill to be entitled An act to amend Chapter 120, of the Private Laws of 1923, relating to the Charter of the City of Asheville.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 483, A bill to be entitled An act to amend Section 2, Sub-Section (f) Chapter 136, Public Laws of 1927 so as to provide for operating two or more bus lines over certain intersecting highways.

For concurrence in the Senate Amendment.

On motion of Mr. Connor of Wilson the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 784, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes, placing Macon County under the Primary Law.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 1013, A bill to be entitled An act to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

Placed on the Calendar for concurrence in the Senate Amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 57, A bill to be entitled An act relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways and to make uniform the law thereto.

Several amendments are offered by the Committee which are adopted.

An amendment is offered by Mr. Jeffress, which is adopted.

The question now recurs upon the passage of the bill on its second reading.

On this Mr. Gay calls for the "ayes" and "noes". The call is sustained and the bill fails to pass its second reading by the following vote:



Those voting in the affirmative are: Messrs, Brooks, Cherry, Cloud, Connor, Cox of Jackson, Crudup, Doshier, Edwards, Fulghum, Gattis, Gill, Graham, Gwyn, Hood, Howell, Jeffress, Johnson of Currituck, MacLean, McBee, Neal, Newman, Norman, Parker, Puett, Reed, Seawell, Spence, Sutton, Tatem, Thomas, White of Robeson, Woodall, and Young of Durham—33.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Coffield, Cox of Forsyth, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Ervin, Ewbank, Flanagan, Garibaldi, Gatling, Gay, Greer, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Holmes, Huffman, James, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Halifax, Lumpkin, Lyon, Morphew, Moss, Moye, McEachern, McGougan, McRae, Pinnix, Readling, Turner of Guilford, Uzzell, Waynick, Willis, Whitley, Woodard, and Young of Harnett—57.

H. B. 613, A bill to be entitled An act to amend Section 6054, Volume Three of the Consolidated Statutes, placing Gaston County under the State-Wide Primary Law.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 954, A bill to be entitled An act to exempt from taxation certain charitable hospitals in the City of Asheville and the County of Buncombe.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the Tax Collectors of the Municipalities in said County to accept partial payments of taxes.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 676, A bill to be entitled An act to amend Section 1 of Chapter 264 of the Public Laws of 1917, relating to reformatories or homes for fallen women, to apply to Mecklenburg County only.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 974, A bill to be entitled An act to amend Chapter 238, Public Laws of 1929, relating to the appointment of Trustees for the Cherokee Indian Normal School at Pembroke.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1045, A bill to be entitled An act to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1064, A bill to be entitled An act to amend Chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped

with red reflectors.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1065, A bill to be entitled An act to revise the Law, as to the establishment of Cartways, to make the same conform to changes in the Public Road Law.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Substitute for H. B. 1006, A bill to be entitled An act to repeal Section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new act to protect inchoate right of dower and to prohibit the sale of the homesite by the husband without the written assent of the wife.

Substitute adopted.

Passes its second reading, and remains on the Calendar.

H. B. 1101, A bill to be entitled An act to amend Section 4458 of the Consolidated Statutes, relating to public drunkenness in McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1079, A bill to be entitled An act to repeal Chapter 256, Public Laws 1929, relating to mortgages of corporations.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1102, A bill to be entitled An act to amend Section 1681, of the Consolidated Statutes, relating to payment of damages done by dogs.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1074, A bill to be entitled An act to require the County Commissioners of Columbus County to complete the County Highway from Chadbourn, by Clarendon to Tabor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 947, Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

On motion of Mr. Pitts the Resolution is recommitted to the Committee on Expenditures of the House.

H. B. 1087, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887, relating to the Durham Public School District.

On motion of Mr. Young of Durham, the bill is laid on the Table.

H. B. 1044, A bill to be entitled An act to incorporate the Town of Warrentonville in Ashe County.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, MacLean, Mebane, Moss, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Seawell,



Spence, Tatem, Thomas, Turner of Guilford, Upchurch, Ward, White of Robeson, Whitley, Woodall Woodard, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

H. B. 1076, A bill to be entitled An act validating indebtedness of the Town of Roxboro.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, MacLean, Mebane, Moss, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Seawell, Spence, Tatem, Thomas, Turner of Guilford, Upchurch, Ward, White of Robeson, Whitley, Woodall Woodard, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

H. B. 1112, A bill to be entitled An act to authorize the School Committee-men of the City of Asheville Local Tax District to issue certificates of indebtedness to teachers.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, MacLean, Mebane, Moss, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Seawell, Spence, Tatem, Thomas, Turner of Guilford, Upchurch, Ward, White of Robeson, Whitley, Woodall Woodard, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessments for the year 1931 and subsequent years in the Town of Williamston, N. C.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of

Alamance, Long of Halifax, MacLean, Mebane, Moss, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Seawell, Spence, Tatem, Thomas, Turner of Guilford, Upchurch, Ward, White of Robeson, Whitley, Woodall Woodard, Young of Durham, and Young of Harnett—74.

Those voting in the negative are: None.

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Crouse, Crudup, Davis of Hyde, Day, Davis of Warren, Edwards, Flanagan, Fulguhm, Gattis, Gay, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Morphew, Moss Moye, McGougan, Neal, Norman, Parker, Pitts, Puett, Reed, Rogers, Seawell, Sutton, Thomas, Upchurch, Uzzell, Ward, White of Robeson, Woodall, Woodard, Young of Durham, and Young of Harnett—66.

Those voting in the negative are: None.

H. B. 1054, A bill to be entitled An act to validate notes of counties.

As amended, and remains on the Calendar for its second reading roll call.

S. B. 310, A bill to be entitled An act providing for the extension of special assessments.

As amended, and remains on the Calendar for its second reading roll call.

S. B. 395, A bill to be entitled An act to incorporate the City of Asheville to define its corporate limits, to provide for its Government and for other purposes.

As amended, and remains on the Calendar for its second reading roll call.

#### ENROLLED BILLS

Mr. Halstead, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 405, An act to amend Chapter One Hundred Twenty, Public Laws of One Thousand Nine Hundred Twenty-nine, known as "The Workmen's Compensation Act."

S. B. 430, An act to amend Section One of the Consolidated Statutes relative to jurisdiction of administration of estates.

S. B. 403, An act to amend Chapter Sixty-one, Public Laws of One Thousand Nine Hundred Twenty-three, now Volume Three, Consolidated Statutes Three Thousand Three Hundred Sixty-six (h), relating to certain defective probates.

S. B. 355, An act to repeal Section Four Thousand Seven Hundred Seventy-four of the Consolidated Statutes of One Thousand Nine Hundred Nineteen and to provide a substitute therefor.



S. B. 262, An act to amend Section Four Hundred and Thirty-nine of the Consolidated Statutes of North Carolina (being a part of the Code of Civil Procedure relating to limitation of actions).

S. B. 414, An act to amend Section Nine Hundred Twenty-seven of the Consolidated Statutes relative to bonds of Clerks of the Superior Court.

S. B. 338, An act to amend Section Four Hundred and Forty-four of the Consolidated Statutes of North Carolina.

S. B. 416, An act to authorize Clerks of the Superior Court to have photostatic copies made of plats, maps and blue-prints and to insert the same in the record of special proceedings to which they relate.

S. B. 317, An act to repeal Section Six Hundred Seventy-two of the Consolidated Statutes concerning the time for the return of execution.

H. B. 828, An act to amend the Consolidated Statutes of Two Thousand Three Hundred Forty-seven and Consolidated Statutes of Two Thousand Four Hundred Eighty-one, so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the Agricultural Lien Law.

S. B. 250, An act to amend Section Six Thousand Seven Hundred Seventy-seven of the Consolidated Statutes pertaining to the State Board of Embalmers.

S. B. 263, An act to amend Sub-section Four of Section Five Thousand Six of the Consolidated Statutes relating to maternity homes.

S. B. 396, An act to amend Section Two Thousand Seven Hundred Seventy-six (s) of the Consolidated Statutes of North Carolina relating to the zoning of certain properties.

H. B. 1061, An act to prescribe how candidates may be nominated in the Town of Madison.

S. B. 354, An act to reorganize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said Board.

S. B. 357, An act to amend Section One, Chapter One Hundred Sixty-three, of the Public Laws of One Thousand Nine Hundred Twenty-five.

S. B. 248, An act determining the rights of creditors and beneficiaries under policies of life insurance.

S. B. 348, An act authorizing the issue of bonds in certain cases by Special Charter School Districts.

H. B. 797, An act to provide temporary cartways in Catawba, Caldwell, Burke and Lincoln Counties.

S. B. 383, An act to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded Schools, Incorporated.

H. B. 598, An act to repeal the Charter of the Sharpsburg Graded School District.

S. B. 368, An act authorizing the Board of Trustees of the Lincolnton Graded School District to sell certain real estate belonging to said District.

Pursuant to motion heretofore made with reference to the House resolving itself into a Committee of the Whole, for consideration of the Revenue Bill, and the time fixed in said motion having arrived, on motion of Mr. Spence the said hour is deferred until tonight at 8 o'clock.

On motion of Mr. Leake, S. B. 426, A bill to be entitled An act, relating

to the salary of the Treasurer of Stokes County is recalled from the Committee on Counties, Cities and Towns, and on Motion of Mr. Leake the bill is laid on the Table.

On motion of Mr. Johnson of Halifax, S. B. 225, A bill to be entitled An act to provide for the payment of municipal street assessments in installments in the Town of Scotland Neck, is taken from the Finance Committee, and placed on the Calendar.

On motion of Mr. Brooks; the House takes a recess until 8 o'clock tonight.

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### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Monday Night, March 23, 1931.

Pursuant to recess, and in accordance with notice heretofore given, the House meets with Mr. Speaker Smith presiding, and the Speaker lays before the House, Substitute for H. B. 102, same being Committee Substitute which was adopted, at this mornings Session, "A bill to be entitled An act to raise revenue".

On motion of Mr. Spence the House goes into Committee of the Whole, for the purpose of considering the same, Mr. Connor presiding.

After consideration by the Committee, on motion of Mr. Spence, the Committee of the Whole rises, and the House is called to order by Mr. Speaker Smith.

Mr. Connor makes the following reports for the Committee:

**MR. SPEAKER:**

Your Committee having under consideration H. B. 102, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

The Committee recommends the adoption of the following Sections to wit:

In Article 1: Sections 1 to 30 inclusive. The Committee recommends the adoption of Article 1 as a whole.

In Article 2: Sections 100, 103, 108, 109, 109½, 110, to 118 inclusive; 120, 122, 123 to 126 inclusive; 128, 129, 131, 133, 136, 137, 139 to 141 inclusive; 143, 145, 146, 147, 148, 150, 154, 155, 156 to 159 inclusive; 160, 162, 163, 166, 181 to 186 inclusive; 188, 189, 190, 191.

The Committee recommends the adoption of Article 2 as a whole, with the exception of Sections 102, 104 to 107, inclusive; 119, 121, 121½, 127, 130, 132, 134, 135, 138, 142, 142½, 144, 149, 151, 152, 153, 161, 165, and 187, which Sections of said Article have not yet been considered.

In Article 3: Sections 205 and 212.

The Committee recommends the adoption of Article 3 as a whole with the exception of Sections 201 to 204, inclusive; 206 to 211 inclusive; 213, 213½, 214 and 215, which Sections of said Article have not yet been considered.

In Article 4: Sections 300, 302, 310, 313, 314 to 321, inclusive: 324, 326, 327, 328 to 336, inclusive; 340 and 341.

The Committee recommends the adoption of Article 4, as a whole with the exception of Sections 301, 311, 311½, 312, 322, 323, and 325, which Sections of said Article have not yet been considered.



In Article 5: Mr. Crouse sends forward an amendment, to the entire Article, which was not yet passed upon.

In Article 6: Sections 450, 451, 452, 453, 454, 455, 456, 457, 458, 470 to 477 inclusive; 490 to 511 inclusive.

The Committee recommends the adoption of Article 6 as a whole.

In Article 7: Sections 550 to 552 inclusive.

The Committee recommends the adoption of Article 7 as a whole.

MR. CONNOR, *Chairman*.

The House adopts the report of the Committee.

On motion of Mr. Flanagan 1000 copies of the Amendment to Article 5 of the Revenue Bill, offered by Mr. Crouse, are ordered printed.

The following message is received from his Excellency, Governor O. Max Gardner:

#### TO THE HONORABLE THE GENERAL ASSEMBLY OF NORTH CAROLINA

Under existing conditions I deem it my duty to address the Joint Session of the Senate and the House of Representatives upon questions involved in the proposed tax measure now before the General Assembly, and if agreeable to your Honorable Body I would desire to deliver this address on Tuesday, March 24th, at eleven forty-five A. M.

Respectfully submitted,

O. MAX GARDNER.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Connor: H. R. 1131, Joint Resolution inviting his Excellency, the Governor, to address a Joint Session of the General Assembly.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

In accordance with the above resolution the Speaker appoints as a Committee from the House to invite his Excellency, Governor O. Max Gardner, to address the General Assembly, in a Joint Session, Messrs. Connor, Neal, and Long of Alamance.

#### REPORT OF THE CONFERENCE COMMITTEE

To: The Speaker of the House of Representatives.

The Committee on Conference to whom was referred H. B. 417, An act to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents, respectively report that they have considered differences between the Senate and the House of Representatives and recommend that the Senate recede from its amendment.

J. W. UMSTEAD, JR.,

PEYTON MCSWAIN,

*Senate Conferees.*

R. M. HANES,

D. E. SCARBOROUGH,

J. R. YOUNG,

*House Conferees.*

The report of the Conference Committee is adopted and a message is sent to the Senate notifying them of the action taken by the House.

On motion of Mr. Davis of Hyde, H. B. 422, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County, is ordered recalled from the Senate and placed on the Calendar for further consideration by the House.

On motion of Mr. Spence the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, March 24, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. F. Elliott, of Millbrook, North Carolina.

Mr. Brooks, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members and referred to the Committee on Finance.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 1121, A bill to be entitled An act to amend Section 480 of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits.

And

H. B. 1127, A bill to be entitled An act to incorporate the Memorial Methodist Episcopal Church in Currituck County.

And

S. B. 480, A bill to be entitled An act to amend Chapter 310 of the Public-Local Laws of 1921, relative to the better enforcement of the criminal laws in Lincoln County.

And

S. B. 398, A bill to be entitled An act to regulate collectors of accounts and detective agencies.

With favorable reports.

And

H. B. 420, A bill to be entitled An act to repeal Chapter Twenty-nine, Public Laws of North Carolina, One Thousand Nine Hundred and Twenty-nine, relative to mortgages of corporations.

And

H. B. 964, A bill to be entitled An act to authorize the Commissioners of



Lee County, in their discretion, to abolish the County Recorder's Court.

With unfavorable reports.

And

Substitute for S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for usury.

With an unfavorable report, accompanied with a minority report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1117, A bill to be entitled An act to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State.

And

H. B. 1081, A bill to be entitled An act to amend Section 2365 of the Consolidated Statutes of North Carolina relating to summary ejectment.

And

S. B. 473, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes of North Carolina, Volume 1, relating to landlord and tenant, applying to Surry and Stokes Counties.

With favorable reports.

And

H. B. 1060, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as same applies to Guilford County and the Cities of Greensboro and High Point.

And

H. R. 981, A Joint Resolution authorizing the appointment of a Joint Legislative Committee to study the Laws of North Carolina concerning property and inheritance rights of husband and wife.

And

H. B. 809, A bill to be entitled An act defining the territorial limitations of street assessment liens.

And

With unfavorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 463, A bill to be entitled An act to prescribe the fees to be charged by the Register of Deeds of Granville County for recording certain instruments.

And

S. B. 465, A bill to be entitled An act to fix the fees to be collected by the Clerk of the Superior Court of Granville County.

And

S. B. 399, A bill to be entitled An act to extend the corporate limits of the Town of Wallace, Duplin County.

And

S. B. 462, A bill to be entitled An act to amend Chapter 120 of the Private Laws of 1923 relating to the Charter of the City of Asheville.

And

H. B. 1126, A bill to be entitled An act to authorize County Commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding provisions of House Bill 890.

And

H. B. 1128, A bill to be entitled An act to authorize the Board of County

Commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

With favorable reports.

And

H. B. 744, A bill to be entitled An act relative to the appointment of an Assistant Clerk and Deputy Clerks of the Superior Court of Durham County.

With an unfavorable report as to bill, favorable as to substitute.

And

S. B. 375, A bill to be entitled An act to amend Chapter 94, Private Laws 1899, relating to Thompson Institute of Robeson County.

With an unfavorable report.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 672, A bill to be entitled An act defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments and fixing the liability of banks, drawer-maker guarantor surety and endorser.

And

H. B. 960, A bill to be entitled An act to allow the County Commissioners and the Board of Education of Polk County to aid in reopening the Polk County Bank and Trust Company.

And

S. B. 418, A bill to be entitled An act to amend Section 218 (e) of Consolidated Statutes of North Carolina, Volume Three.

And

S. B. 374, A bill to be entitled An act to allow the County Commissioners of the Town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden, which was recently closed.

And

S. B. 428, A bill to be entitled An act to preserve the fiduciary powers and liabilities of banks upon consolidation.

With favorable reports.

And

H. B. 172, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws 1921, regulating banking and establishing of branch banks.

With an unfavorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 474, A bill to be entitled An act to provide for the election by the people of the Solicitors or Prosecuting Attorneys of certain Recorder's Courts in Robeson County.

And

H. B. 1124, A bill to be entitled An act to fix the compensation of the Solicitor of the General County Court of the County of Buncombe by the County Commissioners.

And

S. B. 483, A bill to be entitled An act to make the April Term of the Hertford County Superior Court, now for civil cases only, a mixed Term.

And



S. B. 434, A bill to be entitled An act amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the Recorder's Court of Johnston County.

With favorable reports.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 950, A bill to be entitled An act to make the Motor Vehicle Laws of North Carolina Conform with the uniform Act regulating on highways as adopted by the National Conference on Street and Highway Safety.

H. B. 1008, A bill to be entitled An act to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

H. B. 1050, A bill to be entitled An act to amend Section 1443, Consolidated Statutes, relating to Terms of Court, and to provide a division of the Terms of Superior Court in counties having a city or town other than the county seat with a population of more than thirty-five thousand.

H. B. 1064, A bill to be entitled An act to amend Chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors.

H. B. 1065, A bill to be entitled An act to revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law.

H. B. 1079, A bill to be entitled An act to repeal Chapter 256, Public Laws, 1929, relating to mortgages of corporations.

H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the tax collectors of the municipalities in said County to accept partial payments of taxes.

H. B. 1102, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to payment of damages done by dogs.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Seawell: H. B. 1132, A bill to be entitled An act to provide for continuous Grand Jury in Lee County.

Referred to the Committee on the Calendar.

By Mr. Connor: H. B. 1133, A bill to be entitled An act to authorize the Town of Wilson to issue bonds and validating certain notes of said Town.

Referred to the Committee on the Calendar.

And

H. B. 1134, A bill to be entitled An act relative to the funds in the hands of the Clerks of the Superior Courts by virtue of their office.

Referred to the Committee on the Calendar.

By Mr. Sutton: H. B. 1135, A bill to be entitled An act to provide for the nomination and election of County Commissioners of Lenoir County.

Referred to the Committee on Judiciary No. 2.

By Mr. Davis of Hyde: H. B. 1136, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County.

Referred to the Committee on Drainage.

By Mr. Graham: H. B. 1137, A bill to be entitled An act to provide relief for tax payers of Robeson County and Towns therein.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 487, A Joint Resolution on the 49th birthday of O. Max Gardner, His Excellency, the Governor of North Carolina.

Passed first reading.

Rules suspended.

Passed second and third readings, and is ordered Enrolled.

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

On motion of Mr. Young of Durham, the House concurs in the Senate Amendments and the bill is placed on its second and third readings Roll Call Calendar, the amendments being material, thus causing the bill to be placed on its several readings again.

SENATE CHAMBER,  
March 24, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body asking the return to the Senate of S. B. 225, to provide for the payment of municipal street assessments in installments in the Town of Scotland Neck, for further action thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The bill already having been Enrolled, the Senate is so notified.

SENATE CHAMBER,  
March 24, 1931.

Mr. Speaker:

In response to your request, we are returning herewith H. B. 422, relating to Mattamuskeet Drainage in Hyde County.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

Pursuant to the motion heretofore made, the bill is placed on the Calendar.



SENATE CHAMBER,  
March 24, 1931.

MESSAGE TO THE HOUSE OF REPRESENTATIVES:

Mr. Speaker:

Pursuant to Joint Resolution adopted last night inviting His Excellency, O. Max Gardner, to address a Joint Session of the General Assembly at 11:45 A. M. today, the President has appointed as Committee for the Senate to act with Committee on the part of the House to extend the invitation to His Excellency and to escort him to the Hall of the House, Senators McLean and Hardy, and in accordance with your message the Senate, at the hour of 11:45, will make ready to meet with your Body.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
March 24, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees appointed to consider the differences arising between the two Bodies on H. B. 417, to amend Section 6299 of the Consolidated Statutes relating to the licensing of insurance agents, to the end that you may order the bill Enrolled for ratification if similar action is taken.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The Conference report of the House having already been adopted, the bill is now ordered Enrolled.

SENATE CHAMBER,  
March 24, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body asking the return to the Senate of H. B. 756, to fix salary and fees for the Sheriff of Polk County, for further action thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

It is so ordered, and the bill is returned as requested.

JOINT SESSION

Pursuant to resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Fountain at the right of Mr. Speaker Smith, the purpose of the Joint Assembly being to hear a personal message from his Excellency, Governor O. Max Gardner.

The Joint Assembly is called to order by Lieutenant Governor Fountain, and the approach of the Governor is announced.

The Joint Committee of the House and Senate, comes into the Hall of the House, acting as escort to Governor Gardner, who makes his address to the Joint Assembly.

ADDRESS OF GOVERNOR O. MAX GARDNER ON THE MACLEAN  
SCHOOL BILL AND THE HOUSE COMMITTEE REVENUE  
BILL DELIVERED BEFORE A JOINT SESSION OF  
THE HOUSE OF REPRESENTATIVES AND  
THE SENATE

12 o'clock Noon, Tuesday, March 24, 1931.

Mr. President, Mr. Speaker, Members of the General Assembly of North Carolina:

We are met here today for the purpose of making our decision upon one of the most momentous issues that have gripped, and divided, and united the people of this State in your lifetime and mine. What that decision will be I do not myself know. No more do you. Before you finally make that decision, you have done me the honor of permitting me to express to you my opinion and my convictions upon the question it is your duty to resolve.

May I say that I do not ask you to accept without critical question the conclusions that I have reached or the advice that I am about to give you. For myself I wish the right to hold and express my opinion on any question that concerns the welfare of my people, and just as sincerely and just as vigorously do I wish the same right for each and everyone of you. This is not a question of personalities; it is not a question of friendships. The one unpardonable delinquency of you or of me would be for any one of us to take his position on this question on any other ground than that of voting the right as he sees the right, after he has honestly weighed every issue in arriving at what he believes to be the right.

The gravity of the main issue, and the importance of your decision, I fully understand. Such recommendations as I shall make are made in full realization of the importance of these issues, and in full acceptance of the responsibilities that rest on me as the chief executive of the State. I am the Governor of all the people. I am not the governor of industry; I am not the governor of agriculture; I am not the governor of the merchants; I am not the governor of the Democratic Party—I am the Governor of North Carolina. And it is my earnest prayer that I may have my eyes lifted to the future, that I may see North Carolina steadily and see her whole.

It is generally understood that I did not encourage the passage of the MacLean bill, assuming on the part of the State the full responsibility for all the costs of operation of the six months constitutional term of our public schools. I hope it is equally a well understood, for it is true, that I did not discourage the passage of the MacLean Bill.

I did not encourage its passage because, after serving two years as Governor and Director of the Budget, and after such survey as I had been able to make with the assistance of the Tax Commission, I did not know of any means, within the province of reason, by which this tremendous additional obligation could be financed without imposing other forms of taxation more grievous and burdensome than the tax relief that would be granted by it. We already had the obligation, in this time of severe depression, of providing three million dollars per year of additional state revenue to



balance the reduced and economical budget of expenditures for the next two years. I did not know of any reasonable means by which a further additional sum of twelve million dollars per year of state revenue could be provided.

I did not discourage the passage of the MacLean bill because I entertained as much anxiety as any member of this General Assembly to lighten the burden of property taxation in the state. And if this General Assembly could, within the realm of reasonable taxation, find the revenue to sustain the MacLean bill, I was ready to give my full support to it.

For these reasons I have remained silent on this subject and given my energies to other matters of legislation which I deemed of great importance to the State, while those sponsoring the MacLean bill prosecuted their inquiries to find new sources of taxation to sustain it.

It is never a pleasing responsibility for the Governor to become a champion on either side of a question on which there is deep-seated division of opinion in the General Assembly and in the thinking of the people of the state. But I cannot shrink from the responsibility which the high office that I hold imposes. I am thoroughly convinced of the un wisdom of the adoption of the policy of levying any form of sales tax.

My opposition to sales taxation as a means of state revenue is based on the deep conviction that it is not a sound or just principle of taxation, and that the commerce clause of the constitution of the United States renders it impractical as an important source of state revenue.

As to the principle involved in sales taxation: No matter how often it has been said, it should never be discarded from our thinking on this subject, because it is fundamentally and everlasting true, that sales taxes take no measure of ability to pay taxes. They are based on human needs, and not on ability to pay. It is my profound conviction that we would do a serious injustice to the great body of citizenship in our state, immediately and for the future, if we should establish this basis of taxation, fundamentally unsound in principle, and should incorporate it into the revenue system of the state. I do not see how we could justify a tax reduction on the factory by imposing a tax on the purchases of its labor. That is the distinctive characteristic of sales taxation. It assuredly offers no average relief for the average property owner. It relieves those whose ownership of property is well *above* the average and gathers from those who are *below* the average or who own no property at all. I am unalterably opposed to that principle of taxation, and to any legislative program that finds it necessary to sustain it.

As to its practicability: If the sales tax were not fundamentally objectionable and unsound in principle, it would still be impractical for use in any large way in a program of state taxation, because no state can police its borders against interstate commerce. This point has no doubt been well argued in your discussions of this question, but we should not permit our extremities to dull our understanding of it, and its important relation to taxes on sales. There is at all times a delicate balance as between purchase within and without the state as to many articles and commodities. Any tax that we add to sales within the state helps to turn the scale against business *in* North Carolina and in favor of business *outside of* North Carolina. I cannot favor any system of taxation that imposes this additional

burden on the retail merchants of North Carolina, and that penalties within and encourages business without the state.

The same reasons that condemn a general sales tax have their application to the selection of articles of common use among the whole body of citizenship of the state, and the designation of such articles as luxuries, and the imposition of extreme rates of tax upon the retail sales of such articles. This is but a little more ingenious method of imposing taxes to relieve wealth, and without regard to ability of those who are taxed to pay the tax. It seems to me a narrow comprehension of the subject to designate such articles as luxuries. The use of such articles recognizes no rank of nobility or fortune. Their use is as common among the poorest as among the wealthiest classes. And a twenty per cent tax upon their use is in fact as essentially a tax upon those who can ill afford to pay it as a small percentage tax upon general sales. It is contrary to my conception of a fair tax in that it is a perversion of the doctrine of ability to pay. In the last analysis, it is not paid by the producer of the article taxed but is passed on to the consumer and is in fact a tax on property. It is the very opposite of the income tax, the fairest and justest tax any government imposes. It violates every tenet of the Democratic Party in that it taxes the weak to relieve the strong. Luxuries defined in any proper sense range upon a higher level than this and can only be reached by taxing property or income that furnishes the basis for their indulgence.

May I be pardoned if I illustrate this principle by reference to a somewhat good-humored criticism of my position which I read in yesterday's paper. A distinguished member of the Senate, discussing the present legislative situation in foot ball parlance, calls on the Governor to take the ball and score a touchdown for the team of "the little man." The trouble with my friend is that he wants me to make the same mistake with deliberation that a famous foot ball star, in a game in California made a few years ago, when in the excitement of the game he lost *his sense of direction* and after a magnificent field run carried the ball over the wrong goal line and scored a touchdown for the opposing team. No form of sales tax can be levied upon articles consumed by the little man that will not increase his difficulties in playing the game of life. The right of the little man to live is not related by blood or marriage to any form of a sales tax.

The right of the little man to live is not a figment of my imagination. It is a fundamental issue in North Carolina. If my party has stood for anything through its long history, it has stood for the democratic doctrine of shielding the weak and repressing the strong, and yet we have a new and strange brand of democracy proposed. Instead of taxing the strong to aid the weak, we plan to tax the weak to relieve the strong. I do not hesitate to say that this theory of taxation violates every principle of Thomas Jefferson and outrages every teaching of Andrew Jackson.

The application of the convictions I have stated to the results of the labors of your Finance Committees, and the conclusions reached by them, lead no irresistibly to the recommendation that some other and more certain method of relief should now be sought than that embodied in the revenue bill now before the House. The conclusion has been reached by the subcommittee representing both the House and Senate that the MacLean bill cannot be effectuated without a sales tax. I earnestly hope that no sales tax in any form will be imposed on the people of North Carolina. I am



quite certain in my own opinion that the people we are all trying earnestly to help will not be helped by any revenue raised through sales taxation; and I therefore recommend that so much of the purpose of the MacLean bill as cannot be carried out without a sales tax be eliminated from its scope and purpose.

This position of opposition to the sales tax I take as a definite fiscal and economic policy, and as a matter of principle. In taking it, I have no desire to invade the responsibility of the legislative branch of government by attempting to set up your revenue in detail, except that I do wish that no policy and no line of action be adopted which is inherently unfair on the one hand to the consuming public, or on the other to any legitimate and helpful business or industry that is making its contribution to the welfare of our State.

I have arrived at these conclusions after mature deliberation and after conference with the Tax Commission, the Advisory Budget Commission, the State Educational Commission, the State Superintendent, and the State Board of Equalization. I have not reached this decision lightly or quickly. It reflects my conscientious conviction for the welfare and future prosperity of the people of my state, for whose welfare my highest ambition is to continue to make some contribution—be it large or small—as the years go on and as I have the power to work for North Carolina.

I recommend that you enact so much of additional taxation as you find to be reasonable outside of the sales tax field, and that, after taking care of the necessities of the state government such additional sums be used for direct reduction of the public school tax levy.

In making this recommendation I am not unmindful of the sum total of contributions that will be made by this General Assembly to the cause of relieving property taxation in North Carolina nor of its constructive legislation to provide more efficient and economical government in its state and local units.

When I came in as Governor two years ago, the state government was appropriating the sum of \$3,250,000 for the support of the six months school. I recommended an increase in this fund and urged recognition of the necessity for making some provision for state aid to the extended term where the tax burden was heaviest. The General Assembly acted on this recommendation and increased the equalization fund from \$3,250,000 to \$6,500,000 with \$1,250,000 set aside for the extended term. I felt then and I feel now that this sum sent by the state to the relief of the eight months term was the most helpful tax reduction measure passed during my administration.

In order to bring unity and agreement of purpose in the place of our present contending confusion, I recommend that you go to the utmost limit without injustice in the further pursuit of this policy.

Not forgetting for a moment that statement in my biennial message that taxes on property must be reduced, let us review the reduction that will have been accomplished by this General Assembly if this policy is accepted and this program carried out.

The road bill, which has been enacted into law, will on a conservative estimate mean an average reduction throughout the state of at least 15 cents.

The Local Government Commission will provide for a reduction of at least 10 cents on the \$100 of assessed value through readjustments and re-

funding which will be permitted in the bonded indebtedness of local governments maturing within the next two years.

This Commission will save an additional 10 cents in taxes by reason of the control that it can now exercise over the budgets of the counties and the cities throughout the state. As you know, city government has heretofore been wide open without any state supervision or restraint and last year increased  $11\frac{1}{2}$  per cent in cost. This, the local government bill corrects.

These several reductions, together with the adoption of this school policy, will total in the aggregate, I estimate, an average of 50 cents on the \$100 of assessed value in more than 90 counties and an average of 42 cents state-wide. If this estimate is correct, North Carolina will next year receive a reduction of \$12,500,000 in property taxes or an average reduction of 20 per cent.

When we provide through all of these constructive acts a tax reduction equal to the reduction anticipated in the MacLean bill, I am confident your action will meet the expectations of, and the approval of, your constituents—especially when they understand it is as far as we can go at this time without adoption of new forms of burdensome taxation.

It should be remembered that the MacLean bill itself does not purport to take off property, even for the constitutional term of public schools. Based on last year's expenditures, it would be necessary to levy for the *total* support of the six months term an average rate of nearly 21 cents in every county, after receiving the full benefit of the revenue provided to carry out the MacLean bill. To meet the total cost of current expenses alone, it would be necessary to levy an additional rate in many counties. This phase of this problem is not generally understood by the public. It should be clearly understood by each of you.

The tax reduction and the economics that will be provided by this General Assembly will be distinctly helpful in promoting a return of real estate values to a normal level. But there will be no marked upward movement until we make another crop. Values then will be influenced largely by the prevailing prices for tobacco, cotton, and grain. But, gentlemen, it should be remembered that land values have been more profoundly influenced by other factors than by taxation. If something does not happen by which Carolina agriculture is able to recover a large part of the 80 million dollars lost in declining prices of 1930 over 1928 and 1929, our efforts here are futile even though it were possible to lift every dollar of taxes from land and property in this state.

From the day I took office and for years before, I have devoted the greater part of my thinking and planning to the program of working out a leadership and direction to the relief of the economic insecurity and distress of the North Carolina farmer.

Taxes are high in this state and taxes must be reduced; but the man who tells you that the tax policy of North Carolina is the proximate cause, the responsible reason, for the condition of the real estate market, that taxes are responsible for the sunken values of farm lands, that taxes are responsible for the prostration of eighty per cent of our people, that taxes are responsible for our army of unemployed, that taxes are responsible for stagnated industry—that man is either uninformed or is trying to spread political propaganda for inflammatory purposes. In every civilized country today the epidemic of real estate depression prevails. The condition is no



worse in North Carolina than it is in Virginia, South Carolina, California, or New York. It is my mature judgment that we must face this situation without prejudice, passion, or politics, and in recognition of all factors involved, and go to the utmost limit to reduce the property tax. But let us remember that there is another day, and that the future of North Carolina lies with gravest responsibility largely in our hands as we struggle through this period to make more productive the sweat or honest toil and more effective the result of scientific management.

It was a difficult task in 1929, when we thought North Carolina was perpetually endowed with prosperity to raise general fund revenue in the amount of 15 million dollars. What we are trying to do now in hard times and business adversity is to raise the 15 millions we raised in 1929, which was found to be inadequate, and which necessitated my cutting appropriations more than three million dollars to meet the first shock of the on-coming depression. We are now not only planning to raise this fifteen millions, but we are struggling to raise an additional twelve to fourteen millions. I say frankly that in my judgment, this is an operation too drastic, too precipitate, too burdensome to be accomplished at one time. I say it with gravest concern, but with full knowledge of the fact that with possibly two exceptions North Carolina's agriculture, industry, labor, occupations and professions are suffering from the most acute prostration of any period in modern times. We are more than blind if we ignore this economic truth in the proceedings of this Assembly.

I have a definite philosophy about the needs of North Carolina, and every recommendation I made to you and every bill presented by me for your consideration was motivated by only one definite purpose; namely, economy, efficiency, and tax reduction on property. I have not pressed a single measure before you that did not have a terminal in this objective.

Every major recommendation in my biennial message was in harmony with the realization of this obligation and drove in the direction of this goal. My recommendations with respect to education, highways and roads, fiscal problems, state reorganization and consolidation, and local government were integral parts of a maturely thought out pattern of action to reduce taxes on land and property. I have never for a moment departed in my policies or in my thinking from my message in which I emphasized that taxes on property must be reduced.

They will be reduced and when this General Assembly returns to the people who sent them here with the program of this administration written into law, you will carry with you the greatest tax reduction on land and property of any General Assembly in the history of North Carolina. And you will do this without imposing a new burden of nine or ten million dollars in the form of a sales tax on the backs and stomachs of two and one-half million of our people who through adversity, poverty, and misfortune have never been able to own a home or possess a tract of land.

I am ready to stand on this record and as the leader of my party in this critical hour, I accept the responsibility and will go forward against all opposition in the next campaign confident of the approval of this great majority of the citizens of this State. In my judgment neither of the proposed sales tax bills would receive one-third of the votes of the citizens of this State if submitted to a referendum:

If this plan is adopted and carried through, I bespeak here and now the

whole-hearted co-operation and assistance of each of you in persuading your people to practice economy and to accept smaller expenditures when your county and city budgets are being made up next summer. Ladies and gentlemen, we may as well face this issue. Here, in Raliegh, today, tax reduction is popular, is demanded, is right. At home, in June, when the budgets are being prepared, tax spending is equally as popular. There must be found a sound middle ground to stand on throughout the year if North Carolina is to save herself. We must make up our minds that no matter how much resentment is aroused, taxes cannot be reduced unless the cost of government is reduced. This is absolutely fundamental and we might as well make up our minds to adopt it.

I ask you this question: Do we not all recognize that we rarely get all that we aim for in life? Some one has truly said that life is a compromise between what one wants and what one gets. This is particularly true in legislation. Edmund Burke, the great British Statesman, said that in last analysis the essence of all legislation is compromise. If we accept this as a progressive North Carolina compromise, and go home with a tax reduction of as much as fifty cents in many cases, we can trust to a fair-minded public for vindication of the wisdom of our action, because our action will be deserving of vindication.

Another aspect of the property tax question is deserving of our thoughtful understanding. The present property tax bill of more than 60 million dollars per year was not attained in sudden flight. It did not come in a single year. And, friends, it cannot be completely repudiated and written off of the books in a single year. Beginning with 1923, each year through 1928 saw an average increase in the total amount of property taxes levied in the sum of  $4\frac{1}{2}$  million dollars per year. One year it was eight millions, another year two millions. But for the six-year period, it averaged four and one-half millions. Think of it! In the biggest year of our rapid expansion the increase in property taxes was eight million dollars. Enact the recommendations I have made and you effectuate the unprecedented reduction of twelve and one-half million dollars in one year.

One of the constructive accomplishments of the 1929 General Assembly was to check this upward trend in property taxes. It not only checked the trend; it actually bent the line downward. Last year saw a reduction of nearly a million dollars in the property tax burden in this state as compared with the year before. If we adopt in its entirety the policy that I have outlined, if we are as conscientious in June as we are in March in our determination to ease this burden, we will still further and in larger measure than ever reduce this burden, whose weight on our industries and our citizens has in truth become well nigh intolerable. Property tax reduction, yes, property tax reduction in the biggest amount in the history of this state! And property tax reduction achieved through a sane, conservative, constructive program of action without saddling on the masses of our people another tax that in its injustice, and its effect is more intolerable and more throttling of the welfare of the common people than is the burden which we are determined now to take in large part off of their shoulders.

Our tax grievance is in part an utterance of the woes and the heartaches growing out of the present misfortune of our people who find in this an expression of the multitude of the miseries of these times. Our people cannot liquidate their debt to the land banks by legislation. They cannot



satisfy their mortgages by legislative resolution. But when people do get caught in the barbed wire entanglements of economic depression, their one outlet of resentment and discontent is uttered vocally against government and especially against the taxing power of government.

If for this we can substitute the psychology of patience, together with real economy and real saving; if we can as governments and as individuals become willing to live on less, to live hard if you will; if we can raise more of the consumption goods that we now purchase; if we can do more work, economize, cut here and there, a little less here and a little less there, we will emerge from this period a chastened but a conquering people.

North Carolina is in essence a progressive state. The masses as well as the leaders, possess a high average intelligence; and I submit that we do not have the right to expect their approval if at one blow, and without previous warning, we place nine million dollars of tax burden on the least able of its citizens to pay taxes.

You may differ with me, and I know some of you will; you may doubt the wisdom of my recommendation, and some of you will; you may question my leadership, and many of you may; but you cannot in truth say that according to my conception of my duty and according to my conception of the welfare of the three million people that we are planning to serve, I have faltered in conscientiously facing this issue.

One word more. I find myself at the close of this message with the same feelings, the same anxieties and worries multiplied many times, the same hopes I owned as I stood at the end of my message to you when this General Assembly convened. Will you pardon me for using the same words in this attempt to carry over to you today a picture of the inner man who stood before you then and who stands here now. I feel more deeply this sentiment now than I felt then. This message into the preparation to which I have thrown the utmost of my energy and ability is the unselfish concept of my duty to the whole people of North Carolina. There is not a line in it or a reservation unexpressed but that is prompted by the best impulse and the clearest thought of the man I am. I have not considered myself, I have not considered friendships, I have not considered politics in any narrow sense, but have endeavored to the completeness of my capacity to subordinate every person and every interest to the welfare of my state as a whole and to the three million North Carolinians, high and low, by whose grace and confidence I have the honor to bring you this message.

After the address, on motion of Senator Johnson of Duplin, the Joint Assembly adjourns.

The Senate repairs to its Chamber, and the House resumes consideration of business.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1116, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Halifax County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 225, A bill to be entitled An act to provide for the payment of municipal street assessments in installments in the Town of Scotland Neck.

Passes its second and third readings, and is ordered Enrolled.

S. B. 445, A bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1013, A bill to be entitled An act to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

For concurrence in the Senate Amendment.

On motion of Mr. Gwaltney the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

H. B. 784, A bill to be entitled An act to amend Section 6054 of the Consolidated Statutes, placing Macon County under the Primary Law.

For concurrence in the Senate Amendment.

On motion of Mr. Rogers, the House concurs in the Senate Amendment and the bill is ordered Enrolled.

H. B. 633, A bill to be entitled An act to authorize the Town of Sanford to improve its streets and assess the cost thereof on abutting property.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Substitute for H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws 1929, the same being known as "The Workmen's Compensation Act".

An amendment is offered by Mr. Spence, which is lost.

The question now recurs upon the passage of the bill as amended on its third reading.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

H. B. 422, A bill to be entitled An act relating to Mattamusket Drainage District in Hyde County.

Having been recalled from the Senate, on motion of Mr. Davis of Hyde, the vote by which the bill passed its third reading is reconsidered, and on motion of Mr. Davis of Hyde, the bill is recommitted to the Committee on Drainage.

H. B. 1033, A bill to be entitled An act to prohibit fishing with drag nets within a mile of the shores of Hyde County.

Passes its second reading, and remains on the Calendar.

S. B. 395, A bill to be entitled An act to incorporate the City of Asheville to define its corporate limits, to provide for its Government and for other purposes.

On motion of Mr. Howell, the vote by which an amendment was adopted yesterday; is reconsidered and the amendment is withdrawn.

The question now recurs upon the passage of the bill on its second reading.

The bill passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Etheridge, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of For-



syth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Lyon, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 1112, A bill to be entitled An act to authorize the School Committee-men of the City of Asheville Local Tax District to issue certificates of indebtedness to teachers.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Etheridge, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Lyon, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—91.

Those voting in the negative are: None.

H. B. 1076, A bill to be entitled An act validating indebtedness of the Town of Roxboro.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Etheridge, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Lyon, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—91.

Those voting in the negative are: None.

S. B. 310, A bill to be entitled An act providing for the extension of special assessments.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Davis of Warren, Doshier, Ervin, Fulghum, Garibaldi, Gatling, Gattis, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Halifax, Lumpkin, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—84.

Those voting in the negative are: Mr. Newman—1.

H. B. 1054, A bill to be entitled An act to validate certain notes of counties.

As amended, passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Burgin, Cherry, Cloud, Coffield, Connor, Cox of Jackson, Cranor, Davis of Warren, Edwards, Ervin, Etheridge, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Holmes, Hood, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, LeGrand, Long of Halifax, Lyon, MacLean, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Ruffin, Seawell, Sigmon, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—75.

Those voting in the negative are: Messrs. Davis of Hyde, Johnson of Chatham, Jones, McRae, Newman, and Readling—6.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 483, An act to amend Section Three, Sub-Section (f), Chapter One Hundred and Thirty-six, Public Laws of One Thousand Nine Hundred and Twenty-nine, so as to provide for operating two or more bus lines over certain intersecting highways.

H. B. 825, An act to put the Solicitor of Nash County on Salary.

S. B. 276, An act to amend Section Sixteen of the Consolidated Statutes relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more executors appointed in said will renounce or refuse to qualify.

H. B. 826, An act to fix the salaries of certain officers of Nash County, and empowering the County Commissioners of Nash County to fix the salaries of all other County officers.

H. B. 874, An act to amend Sections Two Thousand Two Hundred and



Ninety-one and Two Thousand Two Hundred and Ninety-two of the Consolidated Statutes relating to sales of estates of idiots, inebriates and lunatics.

H. B. 1110, An act to allow the Board of Education of Wilkes County to pay Miss Nina Dancy salary due her.

H. R. 1131, Joint Resolution inviting his Excellency, the Governor, to address a Joint Session of the General Assembly.

On motion of Mr. Neal, S. B. 436, A bill to be entitled An act relating to the Tax Collector and Auditor of Columbus County, is taken from the unfavorable Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. MacLean, S. B. 200, A bill to be entitled An act to amend Section 4106, of the Consolidated Statutes of North Carolina, so as to permit the Clerk to appoint the jurors to allot dower, when requested by either party, lieu of the Sheriff summoning them, is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

Mr. Spence makes a motion that when the House convenes tonight it immediately resolve itself into the Committee of the Whole for the purpose of considering the Revenue Bill.

On motion of Mr. Johnson of Pender the House takes a recess until 8 o'clock tonight.

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### NIGHT SESSION

#### HOUSE OF REPRESENTATIVES,

Tuesday night, March 24, 1931.

The Speaker being absent the House is called to order by Principal Clerk, Thad Eure, who calls Mr. Moss, who was designated by Mr. Speaker Smith as Speaker Pro Tem, to the Chair.

Leave of absence is granted to Mr. Killian indefinitely on account of sickness.

Pursuant to recess and in accordance with notice heretofore given, on motion of Mr. Spence the House goes into the Committee of the Whole, for the purpose of considering the Revenue Bill, Mr. Connor presiding.

After consideration by the Committee, on motion of Mr. Upchurch the Committee of the Whole rises and the House is called to order by Mr. Speaker Smith.

Mr. Connor makes the following report for the Committee:

MR. SPEAKER:

Your Committee having under consideration, Substitute for H. B. 102, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 5 (considered out of order): an amendment to the entire Article which was offered by Messrs. Crouse and Flanagan at the last sitting of the Committee has been debated but consideration of same has not yet been completed.

MR. CONNOR,  
*Chairman.*

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnson of Pender, for the Committee on Salaries and Fees:

H. B. 1129, A bill to be entitled An act to amend Chapter 258 Public-Local Laws of 1927, relating to extra compensation of the County Commissioners of Mitchell County.

And

H. B. 1083, A bill to be entitled An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the County of Robeson.

And

S. B. 459, A bill to be entitled An act relating to States witnesses in Wake County amending Section 1282 of the Consolidated Statutes.

With favorable reports.

And

S. B. 460, A bill to be entitled An act to fix the salary of the Sheriff of Wake County and authorize the payment of Deputy Sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

With a favorable report as amended.

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1132, A bill to be entitled An act to provide for continuous Grand Jury in Lee County.

With a favorable report.

And

H. B. 1123, A bill to be entitled An act to amend Chapter 86, of the Public Laws of 1887, relating to the Durham Public School District.

With a favorable report as amended.

And

H. B. 1133, A bill to be entitled An act to authorize the Town of Wilson to issue bonds and validating certain notes of said Town.

The Committee recommends that the bill be recommitted to the Committee on Finance.

It is so ordered.

Mr. Spence makes a motion that when the House meets tomorrow it resolve itself into the Committee of the Whole, after the expiration of the morning hour for the purpose of further discussing the Revenue Bill.

On motion of Mr. Spence the House adjourns and will meet tomorrow at 10 o'clock A. M.

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SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

Wednesday, March 25, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. Gibson Davis of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal



of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. White of Robeson, for the Committee on Agriculture:

H. B. 926, A bill to be entitled An act to repeal Chapter 200, Public Laws 1929, and reinstate the Board of Agriculture with authority to prescribe charges and fees for inspection of weights and measures.

With an unfavorable report.

By Mr. Tatem, for the Committee on Claims:

H. B. 921, A bill to be entitled An act for the relief of Dallas H. Upchurch.

And

H. R. 1130, A Joint Resolution for the investigation of a claim for damages of Doctor Thomas L. Estep.

With unfavorable reports.

By Mr. Connor, for the Committee on Roads:

H. B. 1111, A bill to be entitled An act to appoint a Board of Highway Commissioners for Stokes County.

And

S. B. 240, A bill to be entitled An act to require the State Highway Commission to pave road No. 130 from Supply to its intersection with No. 303 in Brunswick County.

And

H. B. 1105, A bill to be entitled An act to abolish the Highway Commission of Surry County.

With favorable reports.

And

S. B. 66, A bill to be entitled An act to amend the Motor Vehicle Act in reference to lights carried by trucks and trailers.

With an unfavorable report.

By Mr. Young of Harnett, for the Committee on Manufacture and Labor:

S. B. 116, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina so as to establish fifty-five hours as a week's work in all factories and manufacturing establishments in the State.

With a favorable report, as amended.

By Mr. Moss, for the Committee on Judiciary No. 1:

S. B. 469, A bill to be entitled An act to require all law enforcement officers of Rutherford County to wear uniforms.

And

S. B. 450, A bill to be entitled An act making it unlawful to fraudulently obtain credit at a hospital or sanitorium.

With favorable reports.

By Mr. Pitts, for the Committee on Expenditures of the House:

S. R. 440, A Joint Resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Crudup: H. B. 1138, A bill to be entitled An act to amend Chapters 158 and 614, Public-Local Laws of 1911, relating to the Recorder's Court of Vance County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Young of Durham: H. B. 1139, A bill to be entitled An act relating to costs in Justice of the Peace Courts in Durham County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 1140, A bill to be entitled An act to provide additional filing equipment for the Recorder's Court of Durham County.

Referred to the Committee on Judiciary No. 2.

By Messrs. Hanes of Forsyth, Marshall, and Cox of Forsyth: H. B. 1141, A bill to be entitled An act regulating the salary of the Sheriff, Register of Deeds and Clerk of the Superior Court of Forsyth County.

Referred to the Committee on Salaries and Fees.

By Mr. Long of Alamance: H. B. 1142, A bill to be entitled An act validating the indebtedness of Alamance County.

Referred to the Committee on Calendar.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Substitute for H. B. 557, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, as amended by Chapter One Hundred and Eighty-five, Public Laws of One Thousand Nine Hundred and Twenty-three, relative to the Terms of Court of Bertie County.

Placed on the Calendar for concurrence in the Senate Substitute.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 744, A bill to be entitled An act relative to the appointment of an assistant Clerk and Deputy Clerks of the Superior Court of Durham County.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 960, A bill to be entitled An act to allow the County Commissioners and the Board of Education of Polk County to aid in re-opening the Polk County Bank and Trust Company.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1033, A bill to be entitled An act to prohibit fishing with drag nets within a mile of the shores of Hyde County.



Passes its third reading, and is ordered sent to the Senate without Engrossment.

H. B. 1083, A bill to be entitled An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the County of Robeson.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1124, A bill to be entitled An act to fix the compensation of the Solicitor of the General County Court of the County of Buncombe by the County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1123, A bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887, relating to the Durham Public School District.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1127, A bill to be entitled An act to incorporate the Memorial Methodist Episcopal Church in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1128, A bill to be entitled An act to authorize the Board of County Commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1129, A bill to be entitled An act to amend Chapter 258, Public-Local Laws of 1927, relating to extra compensation of the County Commissioners of Mitchell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1132, A bill to be entitled An act to provide for continuous Grand Jury in Lee County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Pursuant to motion heretofore made, and on motion of Mr. Spence, the House goes into the Committee of the Whole for the purpose of further considering Substitute for H. B. 102, the same being a bill to be entitled An act to raise revenue.

On motion of Mr. Johnston of Ashe the Committee of the Whole rises and reports progress through its Chairman as follows

MR. SPEAKER:

The Committee having under consideration Substitute for H. B. 102, a bill to be entitled An act to raise revenue, reports progress as follows:

Consideration of the amendment of Messrs. Crouse and Flanagan to Article 5, not completed at the last sitting of the Committee, was resumed; and on the question of the adoption of the amendment which is commonly known as the "Hinsdale Luxury Tax Bill," the amendment was lost by the following vote:

Those voting in the affirmative are: Messrs. Allen, Binford, Braddy, Brinson, Brown, Cloud, Coffield, Cranor, Davis of Hyde, Davis of Warren, Ethe-

ridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Haynes of Surry, Helms, Henry, Holmes, James, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, Lumpkin, Lyon, Moye, McBee, McDevitt, McEachern, Parker, Pinnix, Ruffin, Smith, Thomas, Thompson, Willis, Woodall, and Young of Harnett—47.

Those voting in the negative are: Messrs. Bender, Black, Bruton, Burgin, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Day, Doshier, Edwards, Ervin, Garibaldi, Gattis, Gill, Greer, Groves, Gwyn, Hamilton, Hanes of Forsyth, Hipps, Hood, Howell, Huffman, Jeffress, Johnson of Halifax, LeGrand, Long of Alamance, Long of Halifax, MacLean, Marshall, Morphew, Moss, McGougan, McRae, Neal, Newman, Norman, Pitts, Puett, Readling, Reed, Rogers, Scarborough, Sigmon, Spence, Sutton, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Chowan, White of Robeson, Whitley, and Young of Durham—59.

The following pair is announced: Mr. Woodard with Mr. Crouse. Were Mr. Woodard present he would vote no, Mr. Crouse would vote aye.

The Committee recommends the adoption of the following:

In Article 2: Sections 102, 104, 105, 106, 107, as amended, 119 as amended, 121 as amended, an amendment to 120, 121½ as amended, 127, 130, 132, 134, 135, 138, 142, 142½ as amended, 144, 149, an amendment to 150, 151, 153, as amended, an amendment to 157.

Article 5 is set as a Special Order for consideration by the Committee tomorrow at 11 o'clock.

MR. CONNOR,  
*Chairman.*

The report is adopted.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 784, An act to amend Section Six Thousand Fifty-four of the Consolidated Statutes, placing Macon County under the Primary Law.

H. B. 294, An act to amend Section Six Thousand Seven Hundred and Seventy-three, Volume Two, of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners.

S. R. 487, A Joint Resolution on the forty-ninth birthday of O. Max Gardner, His Excellency, the Governor of North Carolina.

H. B. 1013, An act to make it unlawful to operate a filling station in Wilkes County and Stokes County on Sunday between the hours of ten A. M. and Twelve P. M.

S. B. 445, An act for the relief of Iredell-Rowan County Drainage District Number One.

S. B. 225, An act to provide for the payment of municipal street assessments in installments in the Town of Scotland Neck.

H. B. 823, An act to define the boundaries of the City of Saluda in the County of Polk and to amend the Charter of said City, so as to extend the boundaries thereof.

H. B. 824, An act to authorize the County Commissioners of Nash County



to close the service stations and stores on Sunday in Farrell's Township, Nash County.

On motion of Mr. Flanagan, the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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### SIXTY-EIGHTH DAY

#### HOUSE OF REPRESENTATIVES,

Thursday, March 26, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. L. Wells, of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. McEachern, for the Committee on Pensions.

S. B. 479, A bill to be entitled An act to place the name of J. A. Pollock, a Confederate Soldier who was wounded in the War between the States, on the Pension List.

And

H. B. 1086, A bill to be entitled An act to authorize the State Auditor to issue to Dixie McCrary, of Surry County, pension warrant for \$52.50 in replacement of warrant lost or burned.

And

H. B. 1096, A bill to be entitled An act to pay the burial expenses of Abe Bowes, a Confederate Veteran of Person County.

And

H. B. 1091, A bill to be entitled An act to place Mrs. Carolina A. Nixon, wife of W. P. Nixon, an ex-Confederate Soldier on the Pension Roll, and provide for her a pension.

With favorable reports.

And

H. B. 1085, A bill to be entitled An act to amend Section 5168 (k) of Volume 3 of Consolidated Statutes relating to property owned by applicants for Confederate Pensions.

With an unfavorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.

H. B. 1139, A bill to be entitled An act relating to costs in Justice of the Peace Courts in Durham County.

And

H. B. 1140, A bill to be entitled An act to provide additional filing equipment for the Recorder's Court of Durham County.

And

H. B. 1135, A bill to be entitled An act to provide for the nomination and election of County Commissioners of Lenoir County.

With favorable reports.

By Mr. Turner of Guilford, for the Committee on Corporations.

S. B. 285, A bill to be entitled An act to amend Section 1 of Chapter Seventy-seven of the Public Laws of 1925 in regard to charges to be made against corporations merging under provisions of the laws of the State of North Carolina.

With a favorable report.

And

H. B. 1038, A bill to be entitled An act to amend Section 1147 of the Consolidated Statutes relating to loans to stockholders.

And

H. B. 1049, A bill to be entitled An act to amend Section 1178 of the Consolidated Statutes of North Carolina relating to declaration of corporate dividends.

With unfavorable reports.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 1115, A bill to be entitled An act to amend Section 43 of Chapter 4 Public Laws, regular Session 1921, relating to the General Banking Laws.

And

H. B. 1120, A bill to be entitled An act to amend Section 43 of Chapter 4 Public Laws, regular Session 1921, being Section 220 (r) Consolidated Statutes relating to capital stock of banks.

With unfavorable reports.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1142, A bill to be entitled An act validating the indebtedness of Alamance County.

With a favorable report.

H. B. 1134, A bill to be entitled An act relative to the funds in the hands of the Clerks of the Superior Courts by virtue of their office.

The Committee recommends that the bill be recommitted to the Committee on Judiciary No. 1.

It is so ordered.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 633, A bill to be entitled An act to authorize the Town of Sanford to improve its streets and assess the cost thereof on abutting property.

Committee Substitute for H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as "The Workmen's Compensation Act."

H. B. 1123, A bill to be entitled An act to amend Chapter 86, of the Public Laws of 1887, relating to the Durham School District.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Doshier: H. B. 1143, A bill to be entitled An act relative to working



prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said County.

Referred to the Committee on Penal Institutions.

By Mr. Woodall: H. B. 1144, A bill to be entitled An act to amend House Bill 604, Session of the General Assembly of 1931, relating to the Benson School Districts.

Referred to the Committee on Education.

By Mr. Young of Harnett: H. B. 1145, A bill to be entitled An act to repeal Senate Bill 288, Session 1931 relating to salary of Judge of Recorder's Court of Harnett and ratified March 9, 1931.

Referred to the Committee on Salaries and Fees.

By Mr. Helms: H. B. 1146, A bill to be entitled An act to incorporate Euto Presbyterian Church, Euto Baptist Church and Mount Moriah Methodist Episcopal Church.

Referred to the Committee on the Calendar.

By Mr. Davis of Hyde: H. B. 1147, A bill to be entitled An act to amend House Bill 338 being "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts Amendatory thereof and additional thereto, relating to the State Highway System and Public Roads of the State, and to provide for the maintenance thereof."

Referred to the Committee on the Calendar.

By Mr. Ward, by request: H. B. 1148, A bill to be entitled An act to repeal Chapter 20 Public Laws of 1925, exempting Randolph County from the Primary Law.

Referred to the Committee on Election Laws.

By Messrs. Howell and Reed, by request: H. B. 1149, A bill to be entitled An act to amend Section 1609 (cc) of the Consolidated Statutes of North Carolina (Volume 111) relating to appeals to the Superior Courts.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Lumpkin: H. B. 1150, A bill to be entitled An act to place the name of James Goodson, a Confederate Veteran of Franklin County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Johnson of Pender: H. B. 1151, A bill to be entitled An act to amend Consolidated Statutes 1297 (17) and 1297 (31) so as to provide for working certain prisoners on the public streets of cities and towns.

Referred to the Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows

H. B. 756, A bill to be entitled An act to fix the salary and fees for the Sheriff of Polk County.

On motion of Mr. Cloud the House concurs in the Senate Substitute.

Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 475, A bill to be entitled An act to amend Section 1 of Chapter 63, of the Public Laws of North Carolina, Extra Session of 1921, relating to the investment of trust funds.

Referred to the Committee on Judiciary No. 1.

S. B. 277, A bill to be entitled An act to divide North Carolina into eleven Congressional Districts.

On motion of Mr. Crudup the bill is placed on the Calendar.

S. B. 438, A bill to be entitled An act relating to the office of County Treasurer of Johnston County.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

House concurs in the Senate Amendment and the bill is placed on the Roll Call Calendar, the Amendment being a material one thus causing the bill to be placed on its several readings again.

S. B. 422, A bill to be entitled An act to amend Local Government Act (S. B. 162, ratified March 3, 1931).

Referred to the Committee on Finance.

S. B. 489, A bill to be entitled An act to amend Chapter 122, Public-Local Laws, 1921, relating to fees of the Sheriff of Lincoln County.

Referred to the Committee on Salaries and Fees.

S. B. 491, A bill to be entitled An act to amend Chapter 392 Public-Local Laws 1929, relating to the finances of Duplin County.

Referred to the Committee on Finance.

H. B. 461, A bill to be entitled An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women, into the University of North Carolina.

For concurrence in the Senate Amendments.

On motion of Mr. Jeffress the House concurs in the Senate Amendments and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 459, A bill to be entitled An act relating to State's witnesses in Wake County, amending Section 1282 of the Consolidated Statutes.

Passes its second and third readings, and is ordered Enrolled.

S. B. 460, A bill to be entitled An act to fix the salary of the Sheriff of Wake County and authorize the appointment of Deputy Sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in House Amendment.

S. B. 462, A bill to be entitled An act to amend Chapter 120 of the Private Laws of 1923 relating to the Charter of the City of Asheville.

Passes its second and third readings, and is ordered Enrolled.

S. B. 483, A bill to be entitled An act to make the April Term of Hertford County Superior Court, now for civil cases only, a mixed Term.

Passes its second and third readings, and is ordered Enrolled.

S. B. 480, A bill to be entitled An act to amend Chapter 310 of the Public-



Local Laws of 1921, relative to the better enforcement of the Criminal Laws in Lincoln County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 473, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes of North Carolina, Volume 1, relating to landlord and tenant applying to Surry and Stokes Counties.

Passes its second and third readings, and is ordered Enrolled.

Senate Substitute for H. B. 557, A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, as amended by Chapter One Hundred and Eighty-five, Public Laws of One Thousand Nine Hundred and Twenty-three, relative to the Terms of Court of Bertie County.

For adoption of the Senate Substitute.

On motion of Mr. Ruffin the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 1105, A bill to be entitled An act to abolish the Highway Commission of Surry County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1111, A bill to be entitled An act to appoint a Board of Highway Commissioners for Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 374, A bill to be entitled An act to allow the Commissioners of the Town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden which was recently closed.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1126, A bill to be entitled An act to authorize County Commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding provisions of House Bill 890.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Henry, Hips, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reading, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

S. B. 463, A bill to be entitled An act to prescribe the fees to be charged by the Register of Deeds of Granville County for recording certain instruments.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, John of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, Whitley, Woodall, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

S. B. 399, A bill to be entitled An act to extend the corporate limits of the Town of Wallace, Duplin County.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, John of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

S. B. 395, A bill to be entitled An act to incorporate the City of Asheville to define its corporate limits, to provide for its Government and for other purposes.

As amended, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in the House Amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, John-



of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Morphey, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—98.

Those voting in the negative are: None.

On motion of Mr. Spence, the House goes into the Committee of the Whole for the purpose of considering Substitute for H. B. 102, the same being a bill to be entitled An act to raise revenue.

On motion of Mr. Harris the Committee of the Whole rises and reports progress through its Chairman as follows:

MR. SPEAKER:

The Committee having under consideration, Substitute for H. B. 102, a bill to be entitled An act to raise revenue; reports progress as follows:

In Article 5, (considered by the Committee as a Special Order).

Mr. Ervin offered an amendment to strike out the entire Article; and on the question of the adoption of this amendment, it was lost by the following vote.

Those voting in the affirmative are: Messrs. Binford, Black, Brown, Brooks, Bruton, Burgin, Cherry, Crouse, Doshier, Edwards, Ervin, Ewing, Flanagan, Garibaldi, Gattis, Gay, Greer, Groves, Gwaltney, Gwyn, Haynes of Surry, Helms, Holmes, Huffman, Johnson of Currituck, Johnson of Pender, Johnston, of Ashe, Leake, LeGrand, Long of Alamance, Long of Halifax, Mebane, Morphey, McRae, Neal, Newman, Pinnix, Pitts, Puett, Readling, Seawell, Sigmon, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, Woodall, and Young of Durham—51.

Those voting in the negative are: Messrs. Allen, Bender, Braddy, Brinson, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Gatling, Graham, Halstead, Hamilton, Hanes of Forsyth, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Halifax, Jolly, Jones, Lumpkin, Lyon, MacLean, Marshall, Moye, McBee, McDevitt, McEachern, Norman, Parker, Reed, Rogers, Ruffin, Scarborough, Smith, Spence, Sutton, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodard—55.

The following pairs are announced.

Mr. Gill with Mr. Johnson of Caswell. Were Mr. Johnson of Caswell present, he would vote "aye", Mr. Gill would vote "no".

Mr. Harris with Mr. Moss. Were Mr. Moss present he would vote "no", Mr. Harris would vote "aye".

Mr. Uzzell with Mr. Young of Harnett. Were Mr. Young of Harnett present he would vote "no", Mr. Uzzell would vote "aye".

In Article 5.

The Committee recommends the adoption of Article 5 as a whole, in principle only, by the following Roll Call vote; with the understanding that the Article will be later passed upon section by section.

Those voting in the affirmative are: Messrs. Allen, Bender, Braddy, Brinson, Butler, Cloud, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day,

Etheridge, Ewbank, Fulghum, Gatling, Graham, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Halifax, Jolly, Jones, Leake, Lumpkin, Lyon, MacLean, Moye, McBee, McDevitt, McEachern, Norman, Parker, Reed, Rogers, Ruffin, Scarborough, Smith, Spence, Sutton, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard—59.

Those voting in the negative are: Messrs. Binford, Black, Brown, Brooks, Bruton, Burgin, Cherry, Crouse, Doshier, Edwards, Ervin, Ewing, Flanagan, Garibaldi, Gattis, Gay, Greer, Groves, Gwyn, Haynes of Surry, Helms, Huffman, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, LeGrand, Long of Alamance, Long of Halifax, Mebane, McRae, Neal, Newman, Pinix, Pitts, Puett, Readling, Seawell, Sigmon, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Ward, Waynick, and Young of Durham—46.

The following pairs are announced:

Mr. Johnson of Caswell with Mr. Gill. Were Mr. Johnson of Caswell present, he would vote "no", Mr. Gill would vote "aye".

Mr. Harris with Mr. Moss. Were Mr. Moss present he would vote "aye", Mr. Harris would vote "no".

Mr. Uzzell with Mr. Young of Harnett. Were Mr. Young of Harnett present he would vote "aye", Mr. Uzzell would vote "no".

MR. CONNOR,  
*Chairman.*

The report is adopted.

#### ENROLLED BILLS

Mr. Jolly, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 268, An act to amend Section One Thousand Two Hundred and Sixty of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County.

H. B. 1043, An act to amend Chapter One Hundred and Seventy of the Public Laws of One Thousand Nine Hundred and Twenty-nine so as to correct a typographical error in reference to the Consolidated Statutes.

H. B. 1075, An act to protect the public from false advertisement and fraudulent sales in Rowan County.

H. B. 819, An act to amend Chapter Two Hundred Thirty-one, Public-Local Laws of One Thousand Nine Hundred Twenty-nine, reducing the compensation of the Sheriff and creating the office of Tax Collector of Alexander County.

H. R. 987, A Joint Resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

H. B. 417, An act to amend Section Six Thousand Two Hundred and Ninety-nine of the Consolidated Statutes relating to the licensing of insurance agents.

S. B. 309, An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

On motion of Mr. Smith, S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastor's residences from the payment of street paving assessments and side walk assess-



ments for the year 1931, and subsequent years in the Town of Williamston, N. C., is recalled from the Enrolling office, and on motion of Mr. Smith, the vote by which the bill passed its third reading is reconsidered, and the bill is placed on the Calendar for further consideration.

On motion of Mr. Thomas, S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for usury, is taken from the Calendar, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Cox of Jackson, H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, thereby restoring jurisdiction of Mayor's Court of the Town of Sylva, North Carolina, is taken from the unfavorable Calendar, and recommitted to the Committee on Courts and Judicial Districts.

On motion of Mr. Hood, S. B. 39, A bill to be entitled An act to authorize the Town of Murphy to use funds derived from the sale of refunding bonds of the Town to pay off and discharge interest on bonds and other outstanding indebtedness of the Town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby, is taken from the unfavorable Calendar and recommitted to the Committee on Finance.

On motion of Mr. Harris, the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Friday, March 27, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. M. Hall of the City of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Leave of absence is granted to Mr. Long of Alamance.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 1138, A bill to be entitled An act to amend Chapter 158 and 614, Public-Local Laws of 1911, relating to the Recorder's Court of Vance County.

With a favorable report.

By Mr. Harris, for the Committee on Appropriations.

H. B. 1034, A bill to be entitled An act to authorize the State of North Carolina to participate in the International Exposition to be held in the City of Chicago in the year 1933.

With an unfavorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

My Messrs. Neal and Coffield: H. B. 1152, A bill to be entitled An act to amend Chapter 436, Public-Local Laws of 1923, by excepting Rutherford County therefrom and to amend Chapter 190 Public-Local Laws of 1927, by excepting McDowell County therefrom.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Neal: H. B. 1153, A bill to be entitled An act to authorize the issuance of not to exceed \$5,000,000 worth of State bonds as needed for the acquisition of land for State forests and parks.

Referred to the Committee on Counties, Cities, and Towns.

On motion of Mr. Haynes of Surry, H. B. 1085, A bill to be entitled An act to amend Section 5168 (k) of Volume Three of the Consolidated Statutes relating to property owned by applicants for Confederate Pensions, is taken from the unfavorable Calendar, and recommitted to the Committee on Pensions.

On motion of Mr. Young of Durham, H. B. 1123, A bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887, relating to the Durham Public School District, is ordered recalled from the Senate for further consideration by the House.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 154, A bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this Act and fixing penalties therefor.

Placed on the Calendar for concurrence in the Senate Amendment.

S. B. 484, A bill to be entitled An act to consolidate the activities of Public Welfare of the County of Forsyth and the City of Winston-Salem.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 495, A bill to be entitled An act to authorize the school authorities and County Auditor of Duplin County to issue certificates of indebtedness to teachers.

Referred to the Committee on Finance.

S. B. 498, A bill to be entitled An act to amend the Local Government Act the same being S. B. 162, of the Session of 1931.

Referred to the Committee on Finance.

Senate Substitute for H. B. 970, A bill to be entitled An act regulating the fees of the Sheriff of Jackson County.

For adoption of the Senate Substitute.

On motion of Mr. Cox of Jackson, the Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the Tax Collectors of the municipalities in said County to accept partial payments of taxes.

Placed on the Calendar for concurrence in the Senate Amendment.

H. B. 630, A bill to be entitled An act to appoint successors to members



of the County Board of Road Commissioners of Ashe County.

For concurrence in the Senate Amendment.

On motion of Mr. Johnston of Ashe the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 647, A bill to be entitled An act to classify eggs, regulate the sale of same and to make unlawful certain Acts defined herein.

For concurrence in the Senate Amendment.

On motion of Mr. Ewbank the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 759, A bill to be entitled An act to amend Chapter 119, Public Laws of 1929, being "An act to regulate the practicing of barbering in the State of North Carolina".

For concurrence in the Senate Amendment.

On motion of Mr. Gwaltney the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 772, A bill to be entitled An act relating to foreclosures of tax certificates of the City of Hendersonville for the years of 1926, 1927, and 1928.

For concurrence in the Senate Amendment.

On motion of Mr. Ewbank the House concurs in Senate Amendment and the bill is ordered Enrolled.

SENATE CHAMBER,  
March 27, 1931.

Mr. Speaker:

A message is ordered sent to the House of Representatives with information to the effect that House Bill 1123, title, "An act to amend Chapter 86 of the Public Laws of 1887, relating to the Durham Public School District," has passed its several readings and has been ordered Enrolled and is therefore not now in the possession of the Senate.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 578, A bill to be entitled An act to incorporate Boone Cave Park in Boone Township, Davidson County.

For concurrence in the Senate Amendment.

On motion of Mr. Burgin, the House concurs in Senate Amendment and the bill is ordered Enrolled.

H. B. 1140, A bill to be entitled An act to provide additional filing equipment for the Recorder's Court of Durham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 479, A bill to be entitled An act to place the name of J. A. Pollock, a Confederate Soldier who was wounded in the War between the States, on the Pension List.

Passes its second and third readings, and is ordered Enrolled for ratification.

H. B. 1086, A bill to be entitled An act to authorize the State Auditor to issue to Dixie McCrary, of Surry County, Pension Warrant for \$52.50 in replacement of Warrant lost or burned.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1096, A bill to be entitled An act to pay the burial expenses of Abe Bowes, a Confederate Veteran, of Person County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1139, A bill to be entitled An act relating to costs in Justice of the Peace Courts in Durham County.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

S. B. 399, A bill to be entitled An act to extend the corporate limits of the Town of Wallace, Duplin County.

Passes its third reading by the following vote and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—91.

Those voting in the negative are: None.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—91.

Those voting in the negative are: None.



H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of ways of railroads, and to specially assess a part of the cost of such improvements against property abutting directly on the work, other than property belonging to railroads.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—91.

Those voting in the negative are: None.

H. B. 1142, A bill to be entitled An act validating the indebtedness of Alamance County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—91.

Those voting in the negative are: None.

H. B. 1126, A bill to be entitled An act to authorize County Commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding provisions of House Bill 890.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Hyde, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, John-

son of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Puett, Readling, Reed, Rogers, Ruffin, Scarborough, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, Young of Harnett—91.

Those voting in the negative are: None.

On motion of Mr. Spence, the House goes into Committee of the Whole, for the purpose of considering H. B. 102, A bill to be entitled An act to raise revenue, Mr. Connor presiding.

After consideration by the Committee, on motion of Mr. Spence, the Committee of the Whole rises, and the House is called to order by Mr. Speaker Smith.

Mr. Connor makes the following report for the Committee:

**MR. SPEAKER:**

Your Committee having under consideration Substitute for H. B. 102, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 1, the Committee recommends the adoption of Sections:

An amendment to Section 1.

An amendment to Section 2.

An amendment to Section 3, and the Article as a whole, as amended.

In Article 2, the Committee recommends the adoption of Sections:

An amendment to Section 100.

An amendment to Section 158.

An amendment to Section 105.

An amendment to Section 153, 161, 165, as amended, 187, and the Article as a whole, as amended.

In Article 3, the Committee recommends the adoption of Sections:

201, 202, as amended, 204, 206, 207, as amended, 203 as amended, 209 as amended, Substitute for 208.

Mr. White of Robeson offers a new Section, to be designated as Section 208½, known as "Recapture Clause Section", which was lost by the following roll call vote:

Those voting in the affirmative are: Messrs. Allen, Binford, Braddy, Brown, Coffield, Crouse, Davis of Hyde, Davis of Warren, Ewbank, Ewing, Flanagan, Fulghum, Gay, Graham, Gwaltney, Halstead, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnston of Ashe, Jones, Leake, Lumpkin, Lyon, MacLean, Mebane, Moss, McBee, McEachern, McGougan, Parker, Pinnix, Reed, Rogers, Scarborough, Spence, Sutton, Thomas, Thompson, Willis, White of Chowan, White of Robeson, and Woodall—47.

Those voting in the negative are: Messrs. Black, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crudup, Davis of Edgecombe, Doshier, Edwards, Etheridge, Garibaldi, Gattis, Gill, Groves, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Hood, Johnson of Halifax, LeGrand, Long of Halifax, Morphew, McRae, Neal, Newman, Norman, Pitts, Puett, Readling, Ruffin, Seawell, Sigmon, Smith, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Whitley, Woodard, and Young of Durham—50.



The following pairs are announced:

Mr. Huffman with Mr. Butler. Were Mr. Huffman present he would vote "no", Mr. Butler would vote "aye".

Mr. Ervin with Mr. Cox of Forsyth. Were Mr. Cox of Forsyth present he would vote "no", Mr. Ervin would vote "aye".

Mr. Scarborough offered an amendment to Section 203, which was adopted by the following roll call vote:

Those voting in the affirmative are: Messrs. Allen, Binford, Braddy, Brown, Burgin, Butler, Cloud, Coffield, Connor, Cranor, Crouse, Davis of Warren, Ervin, Etheridge, Ewbank, Ewing, Fulghum, Gatling, Gattis, Gay, Graham, Gwaltney, Halstead, Haynes of Surry, Helms, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnston of Ashe, Jones, Leake, LeGrand, Lumpkin, Lyon, MacLean, Morphew, Moss, Moye, McBee, McEachern, McGougan, Norman, Parker, Pinnix, Reed, Rogers, Ruffin, Scarborough, Smith, Sutton, Tatem, Thomas, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Woodard—62.

Those voting in the negative are: Messrs. Black, Brooks, Bruton, Cherry, Cox of Jackson, Crudup, Davis of Edgecombe, Doshier, Edwards, Garibaldi, Gill, Groves, Hamilton, Hanes of Forsyth, Harris, Hipps, Hood, Johnson of Halifax, Long of Halifax, Mebane, McRae, Neal, Newman, Pitts, Puett, Reading, Seawell, Sigmon, Spence, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, and Young of Durham—35.

The following pair is announced:

Mr. Cox of Forsyth with Mr. Flanagan. Were Mr. Cox of Forsyth present he would vote "no", Mr. Flanagan would vote "aye".

210, 211, 213, 213½, 214, 215, and the Article as a whole.

In Article 4, the Committee recommends the adoption of Sections:

301, 311 as amended; 311½ as amended; 312, 322, 323, 325, and the Article as a whole.

In Article 5, the Committee recommends the adoption of Sections:

400 as amended, 401, 402, as amended; 403, 404, 405, 406, 407, 408, 409, 410 and the Article as a whole.

In Article 6, the Committee recommends the adoption of Sections:

An amendment to Section 457, and the Article as a whole.

In Article 7, the Committee recommends the adoption of Article 7, as a whole.

The Committee recommends the adoption of the whole of committee Substitute for H. B. 102, as amended.

MR. CONNOR,  
*Chairman.*

The report is adopted by the House, and Substitute for H. B. 102, A bill to be entitled An act to raise revenue; as amended, passes its first reading.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 557, An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, as amended by Chapter One Hundred and Eighty-five, Public Laws of One Thousand Nine Hundred and Twenty-three, relative to the Terms of Court of Bertie County.

H. B. 384, An act establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

H. B. 888, An act to create a Board of Health for Madison County and name the members and provide their duties.

S. B. 480, An act to amend Chapter Three Hundred and Ten of the Public-Local Laws of One Thousand Nine Hundred and Twenty-one, relative to the better enforcement of the criminal Laws in Lincoln County.

S. B. 473, An act to amend Section Two Thousand Three Hundred and Sixty-six of the Consolidated Statutes of North Carolina, Volume One, relating to landlord and tenant applying to Surry and Stokes Counties.

H. B. 652, An act to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

H. B. 761, An act to authorize the Commissioners of Robeson County to amend existing contract with the State Highway Commission.

H. B. 822, An act to repeal Chapter Five Hundred Eleven Public-Local Laws of One Thousand Nine Hundred and Twenty-five and all amendments thereto and all other acts imposing or authorizing any assessment or collection of any taxes for road maintenance in Anson County.

H. B. 953, An act to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said County.

S. B. 483, An act to make the April Term of Hertford County Superior Court, now for civil cases only, a Mixed Term.

S. B. 459, An act relating to State's witnesses in Wake County, amending Section One Thousand Two Hundred and Eighty-two of the Consolidated Statutes.

S. B. 462, An act to amend Chapter One Hundred Twenty of the Private Laws of One Thousand Nine Hundred Twenty-three relating to the Charter of the City of Asheville.

S. B. 374, An act to allow the Commissioners of the Town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden which was recently closed.

H. B. 1098, An act to amend Section Two Thousand Four Hundred and Ninety of the Consolidated Statutes relating to agricultural liens, making the same applicable to Franklin County.

H. B. 869, An act for the relief of sheriffs and tax collectors.

H. B. 1069, An act to repeal Chapter Eighteen, Private Laws North Carolina, Session One Thousand Nine Hundred and Twenty-five, relative to the appointment and duties of cotton weigher for the Town of Dunn in Harnett County.

H. B. 1092, An act to incorporate Pleasant Hill Baptist Church, Union County.

H. B. 774, An act to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular tax collector of Henderson County.

H. B. 1042, An act to authorize the Prosecuting Attorney in the Recorder's Courts of Aurora and Belhaven in certain cases.

H. B. 625, An act to amend Chapter One Hundred and Eighty-four of the Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to the nomination and election of the County Commissioners in Perquimans County.



H. B. 872, An act relating to commutations of sentence of prisoners in the State's Prison and in the county jails and county convict camps of the several counties of the State.

H. B. 1078, An act to amend Chapter One Hundred Twenty-five, Public-Local Laws, Extra Session One Thousand Nine Hundred Twenty-one, relating to the protection of plats or maps filed in the office of the Register of Deeds of Davidson County.

H. B. 989, An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

H. B. 354, An act approving, confirming and validating certain acts of W. C. Hardin, former Sheriff and Tax Collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated county depository.

H. B. 756, An act to fix salary and fees for the Sheriff of Polk County.

H. B. 461, An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women into The University of North Carolina.

On motion of Mr. Moss, the House takes a recess until 8 o'clock P. M.

#### NIGHT SESSION

Pursuant to recess, the House meets and resumes consideration of its business, with Mr. Speaker Smith presiding.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Flanagan, for the Committee on Penal Institutions.

H. B. 1143, A bill to be entitled An act relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said County.

With a favorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 653, A bill to be entitled An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City.

For concurrence in the Senate Amendments.

On motion of Mr. Hamilton, the House concurs in the Senate amendments, and the bill is ordered Enrolled.

S. B. 501, A bill to be entitled An act to incorporate the Thompson School Alumni Association of Silver City, Chatham County, North Carolina.

Referred to the Committee on Corporations.

S. B. 502, A bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 506, A bill to be entitled An act to re-appoint Otis C. Jenkins a member of the Board of Road Commissioners of Granville County.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 247, A bill to be entitled An act to amend and re-enact Sections 34, 36, 38, and 41 of Chapter 148, Public Laws of 1927, being the "Uniform Act regulating the operation of vehicles on the highways", so as to conform with Section 36 (e) of Chapter 136, Public Laws 1927, known as the "Bus Law" and to further amend said Chapter 148 of the Public Laws of 1927.

Placed on the Calendar, for concurrence in the Senate Amendments.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 429, A bill to be entitled An act to amend Section 8049, Volume 2, of Consolidated Statutes, relating to manner of settlement of Sheriff or Tax Collector.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

H. B. 1138, A bill to be entitled An act to amend Chapters 158 and 614, Public-Local Laws of 1911, relating to the Recorder's Court of Vance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for S. B. 277, A bill to be entitled An act to divide North Carolina into Eleven Congressional Districts.

Passes its second and third readings, and is ordered Enrolled.

Substitute for H. B. 665, A bill to be entitled An act to divide North Carolina into Eleven Congressional Districts.

On motion of Mr. Crudup, the Substitute and original bill are laid on the Table.

H. B. 1121, A bill to be entitled An act to amend Section 480 of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 110, A bill to be entitled An act to amend the Code of Civil Procedure as to the joinder of parties.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

Substitute for S. B. 116, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina, so as to establish fifty-five hours as a week's work in all factories and manufacturing establishment in the State.

On motion of Mrs. Mebane the bill is laid on the Table.

H. B. 672, A bill to be entitled An act defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes, or other negotiable instruments and fixing the liability of banks drawer, maker, guarantor, surety and endorser.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 957, A bill to be entitled An act to amend Chapter Sixty-one Public Laws 1921, and to amend Section Five Thousand Eight Hundred Fifty-three of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute adopted.

The original bill is laid on the Table.

Substitute for H. B. 1006, A bill to be entitled An act to repeal Section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new Act to protect inchoate right of dower and to prohibit the sale of the homesite by husband without the written assent of the wife.

Passes its third reading, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1081, A bill to be entitled An act to amend Section 2365 of the Consolidated Statutes of North Carolina relating to summary ejectment.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

H. B. 1117, A bill to be entitled An act to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 285, A bill to be entitled An act to amend Section 1 of Chapter Seventy-seven of the Public Laws of 1925 in regard to charges to be made against corporations merging under provisions of the Laws of the State of North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 321, A bill to be entitled An act to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

House Substitute for S. B. 139, A bill to be entitled An act to establish a Commission on Personnel, and to prescribe and define its duties and powers.

As amended, passes its third reading, and is ordered sent to the Senate for concurrence in the House Substitute as amended.

Substitute for S. B. 361, A bill to be entitled An act to amend Chapter 48, Public Laws 1927, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.

Passes its second and third readings, and is ordered Enrolled.

S. B. 232, A bill to be entitled An act to create in the Governors office a Division of Purchase and Contract, and to prescribe the powers and duties thereof.

Several amendments are offered by the Committee which are adopted.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendments.

S. B. 379, A bill to be entitled An act to amend Section 2577 of the Consolidated Statutes so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

Passes its second and third readings, and is ordered Enrolled.

S. B. 362, A bill to be entitled An act to provide deputy warden service for the Department of Conservation and Development.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 289, A bill to be entitled An act to amend Chapter 220 of the Public Laws of 1923, Section 2792 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 376, A bill to be entitled An act to repeal Section 7362 (I) Volume 3, of the Consolidated Statutes relating to commitment to the Eastern Carolina Training School for boys.

Passes its second and third readings, and is ordered Enrolled.

S. B. 398, A bill to be entitled An act to regulate collectors of accounts and detective agencies.

Passes its second and third readings, and is ordered Enrolled.

S. B. 339, A bill to be entitled An act to amend Section 6382 of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment.

S. B. 418, A bill to be entitled An act to amend Section 218 (e) of the Consolidated Statutes of North Carolina, Volume Three.

Passes its second and third readings, and is ordered Enrolled.

S. B. 419, A bill to be entitled An act to amend Section 240 Consolidated Statutes of North Carolina relating to the rights of receivers.

Passes its second and third readings, and is ordered Enrolled.

S. B. 450, A bill to be entitled An act making it unlawful to fraudulently obtain credit at a hospital or sanitorium.

Passes its second and third readings, and is ordered Enrolled.

S. B. 440, A Joint Resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 434, A bill to be entitled An act amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the Recorder's Court of Johnston County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 466, A bill to be entitled An act relating to the regulation of practice in insolvency and certain other proceedings.

Passes its second and third readings, and is ordered Enrolled.

S. B. 428, A bill to be entitled An act to prescribe the fiduciary powers and liabilities of banks upon consolidation.

Passes its second and third readings, and is ordered Enrolled.

S. B. 465, A bill to be entitled An act to fix the fees to be collected by the clerk of the Superior Court of Granville County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day,



Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Halifax, Löven, Lyon, Moss, McBee, McEachern, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—80.

Those voting in the negative are: None.

S. B. 310, A bill to be entitled An act providing for the extension of special assessments.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Amendment:

Those voting in the affirmative are: Messrs. Binford, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Halifax, Loven, Lyon, Moss, McBee, McEachern, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—80.

Those voting in the negative are: None.

H. B. 1054, A bill to be entitled An act to validate certain notes of counties.

As amended, passes its third reading by the following vote and is ordered Engrossed and sent to the Senate:

Those voting in the affirmative are: Messrs. Binford, Black, Braddy, Brown, Brooks, Bruton, Burgin, Cherry, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Halifax, Loven, Lyon, Moss, McBee, McEachern, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—80.

Those voting in the negative are: None.

On motion of Mr. Edwards, the House adjourns and will meet tomorrow at 12:05 o'clock A. M.

## SEVENTIETH DAY

HOUSE OF REPRESENTATIVES,

Saturday, March 28, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative J. C. Moyer of Greene County.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined, and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 1125, A bill to be entitled An act to prohibit the release of foxes in Gaston County.

With an unfavorable report as to bill, favorable as to substitute.

On motion of Mr. Cherry the rules are suspended and the bill is placed on its immediate passage.

The substitute is adopted.

Passes its second and third readings, and is sent to the Senate without Engrossment.

The original bill is laid on the Table.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 1152, A bill to be entitled An act to amend Chapter 436, Public-Local Laws of 1923, by excepting Rutherford County therefrom and to amend Chapter 190, Public-Local Laws of 1927, by excepting McDowell County therefrom.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Braddy: H. B. 1154, A bill to be entitled An act to permit the free passage of fish in water streams.

Referred to the Committee on Commercial Fisheries.

By Messrs. White of Robeson and Graham: H. B. 1155, A bill to be entitled An act to prevent the destruction of foxes in Robeson County.

Referred to the Committee on Game.

By Mr. Johnson of Halifax: H. B. 1156, A bill to be entitled An act to allow the Board of Commissioners of the Town of Weldon, Halifax County, to aid in reopening the Bank of Weldon, Weldon, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Davis of Warren, Moyer, and White of Robeson: H. B. 1157, A bill to be entitled An act reducing the salaries of all State officials and employees, including all State supported institutions.

Referred to the Committee on Salaries and Fees.



By Mr. Johnson of Currituck: H. B. 1158, A bill to be entitled An act to amend Chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County.

Referred to the Committee on Game.

By Mr. Davis of Hyde: H. B. 1159, A bill to be entitled An act to require the Tax Collector of Hyde County to accept partial payments of taxes.

Referred to the Committee on Finance.

H. B. 745, A bill to be entitled An act to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on right of way of railroads, and to especially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

Passes its third reading by the following vote and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Black, Braddy, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, Long of Halifax, Lumpkin, Lyon, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Scarborough, Sigmon, Smith, Spence, Thomas, Turner of Iredell, Upchurch, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—84.

Those voting in the negative are: None.

Substitute for H. B. 102, A bill to be entitled An act to raise revenue.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Black, Braddy, Brooks, Bruton, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, Edwards, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gattis, Gay, Gill, Graham, Greer, Groves, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jolly, Jones, Leake, Lumpkin, Lyon, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Sutton, Thomas, Turner of Guilford, Upchurch, Uzzell, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—79.

Those voting in the negative are: Messrs. Brown, Long of Halifax, and Turner of Iredell—3.

The undersigned protest and declare that they are opposed to the General Sales Tax imposed in the Revenue Bill, H. B. 102, Article 5, but having opposed the same by vote in the Committee of the Whole, and now placing ourselves on record, and having resisted the same as far as we were able to do so by the rules of the House, have voted for the passage of said Revenue Bill only because the raising of revenue is necessary to the maintenance of government and the continued life of the State.

We reserve the right to vote as we see fit during the further passage of the measure through the General Assembly, and desire that this protest shall apply to the further vote on this bill on its third reading.

J. W. Holmes  
John A. McRae  
Lily C. Mebane  
Harriss Newman  
Thomas Turner Jr.  
Joe Garibaldi  
J. B. Readling  
T. W. Bruton  
W. R. Doshier  
W. W. Neal  
W. H. Sigmon  
E. M. Gill  
Oscar Pitts  
S. M. Gattis Jr.  
R. B. Morphew  
E. C. Brooks Jr.  
J. Sherwood Upchurch  
H. A. Cranor  
J. F. Puett

R. G. Cherry  
J. A. Groves  
F. E. Thomas  
A. A. F. Seawell  
R. G. Johnson  
Sam Black  
E. G. Flanagan  
George Uzzell  
W. C. Ewing  
V. R. Johnson (Except as to vote  
in Committee of Whole)  
W. L. Lumpkin (Except as to  
Committee)  
W. I. Halstead (Reserve right to  
further vote as may see fit)  
Henry Edwards  
J. R. Young  
C. H. Haynes  
R. T. Greer

We, the undersigned members of the House of Representatives, voted for the Revenue Bill with reservations. It is necessary that the Legislature enact a Revenue Bill for the next diennium, whether we approve its method of taxation or not.

We voted for the bill providing for State support of the Constitutional school term by taxation other than ad valorem. We knew then, as we know now, that other sources of revenue, that have heretofore escaped a just and equitable share of the tax burden, could be found to raise the necessary funds. We have advocated the passage of such measures to see them killed in Committee rooms or on the floor of the House. We do not regard a General Sales Tax, with its attending annoyances to the public and its indirect tax burden on the people of every class without regard to their ability to pay, as the proper method to raise public funds for the State, or essential to the support of the six months school term; but having failed in our efforts to secure the funds otherwise, and realizing that we must accept the Sales Tax or revert to a tax on land, we have voted for the Revenue Bill with the above explanation.

Algernon L. Butler  
John C. BeBee  
J. J. Brinson  
W. G. Ward

On motion of Mr. Sutton the House adjourns, and will meet Monday night at 8:30 P. M.

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## SEVENTY-FIRST DAY

Monday Night, March 30, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. H. Goold of the City of Raleigh.



Mr. Parker for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes of Limitation for Usuary.

And

H. B. 1151, A bill to be entitled An act to amend Consolidated Statutes 1297 (17) and 1297 (31), so as to provide for working certain prisoners on the public streets of cities and towns.

With favorable reports.

By Mr. Seawell, for the Committee on Propositions and Grievances.

H. B. 946, A bill to be entitled An act to provide for the construction of fishways in dams or other obstructions placed in or across rivers on streams in North Carolina or between North Carolina and other states.

And

S. B. 282, A bill to be entitled An act to amend Chapter 207, Private Laws of 1897, relating to the Charter of the Eastern Band of Cherokee Indians.

With favorable reports.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1054, A bill to be entitled An act to validate certain notes of counties.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Halstead: H. R. 1160, A Joint Resolution to further postpone the revaluation of property in North Carolina to May 1, 1931.

On motion of Mr. Halstead, the rules are suspended, and the resolution is placed on its immediate passage.

Mr. Ewbank offers an amendment, which is adopted, and as amended, the resolution passes its second and third reading and is ordered Engrossed, and sent to the Senate.

By Mr. Gill: H. B. 1161, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

Referred to the Committee on the Calendar.

By Mr. Waynick and Mr. Turner of Guilford: H. B. 1162, A bill to be entitled An act to supplement the Act entitled "An act to amend Chapter Three Hundred Ninety-five of the Public-Local Laws of One Thousand Nine Hundred Nine and Acts amendatory thereof, relating to the City Charter

of the City of High Point", ratified the Twenty-first day of March, One Thousand Nine Hundred and Thirty-one.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A Message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 472, A bill to be entitled An act to amend the Consolidated Statutes of North Carolina, Volume 111, Section 1443, relating to the Superior Courts of Surry County.

Referred to the Committee on Courts and Judicial Districts.

H. B. 383, A bill to be entitled An act to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the State into North Carolina.

For concurrence in the Senate Amendments.

On motion of Mr. Cherry, the House concurs in the Senate Amendments, and the bill is ordered Enrolled.

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

Placed on the Calendar for concurrence in the Senate Amendment.

S. B. 467, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, relating to Terms of the Superior Court of Columbus County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 478, A bill to be entitled An act to amend Chapter 213 of the Private Laws of 1903, extending the corporate limits of the Town of Plymouth.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 486, A bill to be entitled An act to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the Pension Roll.

Referred to the Committee on Pensions.

S. B. 496, A bill to be entitled An act to extend the time for bringing actions against L. E.\* Lancaster, Clerk of Superior Court, Craven County and his official bond.

Referred to the Committee on Judiciary No. 2.

S. B. 397, A bill to be entitled An act to place Lelia Wells, of Jackson County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

S. B. 421, A bill to be entitled An act to repeal and reenact Section 1288, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a justice of the Peace.

Referred to the Committee on Judiciary No. 1.

S. B. 457, A bill to be entitled An act to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina, which should have been to the State of South Carolina, amounting in the total principal to the sum of \$3,250.12.

Referred to the Committee on Finance.



H. B. 980, A bill to be entitled An act to permit the reduction of expenses and taxes in the City of Asheville.

For concurrence in the Senate Amendment.

On motion of Mr. Reed the House concurs in the Senate Amendment and the bill is ordered Enrolled.

S. B. 512, A bill to be entitled An act regulating the fees of the Recorder's Court of Lincoln County.

Referred to the Committee on Courts and Judicial Districts.

H. B. 743, A bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District.

For concurrence in the Senate Amendment.

On motion of Mr. Brooks, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

Senate Substitute Bill for H. B. 769, A bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes as amended by Chapter 172, Public Laws, 1929, providing additional Terms of Court for Alamance County.

For concurrence in the Senate Substitute.

On motion of Mr. Long of Alamance, the Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

SENATE CHAMBER,  
March 28, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees appointed to consider the differences arising between the two bodies on House Bill No. 567, title, "relating to amendments to drainage act", to the end that you may order the bill Enrolled for ratification if similar action is taken.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

SENATE CHAMBER,  
March 28, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body asking the return to the Senate of S. B. 154, title, "to define oleomargarine and to prevent fraud and deception in its manufacture, storage, and sale, defining violations of this act and fixing penalties therefor," for further consideration thereon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 474, A bill to be entitled An act to provide for the election by the people of the Solicitors or Prosecuting Attorneys of certain Recorder's Courts in Robeson County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1143, A bill to be entitled An act relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1152, A bill to be entitled An act to amend Chapter 436, Public-Local Laws of 1923, by excepting Rutherford County therefrom and to amend Chapter 190 Public-Local Laws of 1927, by excepting McDowell County therefrom.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 469, A bill to be entitled An act to require all law enforcement officers of Rutherford County to wear uniforms.

On motion of Mr. Coffield the bill is laid on the Table.

H. B. 510, A bill to be entitled An act to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—101.

Those voting in the negative are: None.

H. B. 1142, A bill to be entitled An act validating the indebtedness of Alamance County.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of



Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—101.

Those voting in the negative are: None.

Substitute for H. B. 102, A bill to be entitled An act to raise revenue.

As amended, passes its third reading by the following vote, and ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brooks, Butler, Cherry, Coffield, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Etheridge, Ewbank, Ewing, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Leake, LeGrand, Lumpkin, Lyon, MacLean, Marshall, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Thompson, Turner of Guilford, Uzzell, Ward, Willis, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—84.

Those voting in the negative are: Messrs. Binford, Brown, Ervin, Flanagan, Gattis, Gay, Gwaltney, Gwyn, Halstead, Huffman, Johnson of Currituck, Johnston of Ashe, Long of Alamance, Long of Halifax, Mebane, Pinix, Sutton, Upchurch, Waynick, and Young of Durham—20.

The original bill is laid on the Table.

The following pairs are announced:

Mr. Burgin with Mr. Smith. Were Mr. Burgin present he would vote "no", Mr. Smith would vote "aye".

Mr. Turner of Iredell with Mr. Scarborough. Were Mr. Turner of Iredell present he would vote "no", Mr. Scarborough would vote "aye".

#### CONFERENCE REPORT

The Conferees on H. B. 567 submit the following report:

#### CONFERENCE COMMITTEE'S REPORT ON THE HOUSE BILL NO. 567, RELATING TO THE DRAINAGE ACT.

##### TO THE HOUSE OF REPRESENTATIVES AND THE SENATE:

We, the Conferees appointed on the part of the House and the Senate on House Bill No. 567, relating to amendments to drainage act beg leave to report as follows:

"We recommend that the Senate recede from its' amendment and substitute the following: Provided this act shall not apply to Duplin County."

Respectfully submitted,

W. I. HALSTEAD,

R. P. BENDER,

JOHN C. MCBEE,

*Conferees on the part of the House.*

CHARLES WHEDBEE,

RIVERS D. JOHNSON,

*Conferees on the part of the Senate.*

A like report having already been adopted by the Senate, and with the adoption of the report by the House, the bill is ordered Enrolled.

## ENROLLED BILLS

Mr. Halstead, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1123, An act to amend Chapter Eighty-six of the Public Laws of One Thousand Eight Hundred and Eighty-seven, relating to the Durham Public School District.

H. B. 630, An act to appoint successors to members of the County Board of Road Commissioners of Ashe County.

H. B. 578, An act to incorporate Boone Cave Park in Boone Township, Davidson County.

H. B. 772, An act relating to foreclosures of tax certificates of Henderson County and the City of Hendersonville for the years One Thousand Nine Hundred and Twenty-six, One Thousand Nine Hundred and Twenty-seven and One Thousand Nine Hundred and Twenty-eight.

H. B. 613, An act to amend Section Six Thousand Fifty-four, Volume Three of the Consolidated Statutes, placing Gaston County under the State-wide Primary Law.

S. B. 479, An act to place the Name of J. A. Pollock, a Confederate soldier who was wounded in the war between the States, on the Pension List.

H. B. 759, An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred and Twenty-nine, being "An act to regulate the practicing of barbering in the State of North Carolina.

S. B. 399, An act to extend the corporate limits of the Town of Wallace in Duplin County.

H. B. 647, An act to classify eggs, regulate the sale of same and to make unlawful certain Acts defined herein.

S. B. 395, An act to incorporate the City of Asheville to define its corporate limits, to provide for its Government and for purposes.

S. B. 428, An act to prescribe the fiduciary powers and liabilities of banks upon consolidation.

S. B. 466, An act relating to the regulation of practice in insolvency and certain other proceedings.

S. B. 285, An act to amend Section One of Chapter Seventy-seven of the Public Laws of One Thousand Nine Hundred Twenty-five in regard to charges to be made against corporations merging under provisions of the Laws of the State of North Carolina.

H. B. 763, An act to provide for the rental of text books to patrons of public Schools of the State.

S. B. 379, An act to amend Section Two Thousand Five Hundred Seventy-seven of the Consolidated Statutes so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

S. B. 419, An act to amend Section Two Hundred Forty Consolidated Statutes of North Carolina relating to the rights of receivers.

S. B. 376, An act to repeal Section Seven Thousand Three Hundred and Sixty-two (i) Volume Three of the Consolidated Statutes relating to the commitment to the Eastern Carolina Training School for boys.

S. B. 450, An act making it unlawful to fraudulently obtain credit at a hospital or sanitorium.

S. B. 418, An act to amend Section Two Hundred and Eighteen (e) of the Consolidated Statutes of North Carolina, Volume Three.



H. B. 999, An act to amend Chapter Fifty-two of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relating to the Recorder's Court of Leaksville Township, in Rockingham County.

S. B. 434, An act amending Chapters Two Hundred and Sixty-nine and Three Hundred and Seventy-four of the Public-Local Laws of One Thousand Nine Hundred and Eleven and One Thousand Nine Hundred and Thirteen respectively relating to the Recorder's Court of Johnston County.

S. B. 277, An act to divide North Carolina into eleven Congressional Districts.

S. R. 440, Joint Resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

S. B. 398, An act to regulate collectors of accounts and detective agencies.

H. B. 653, An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such Company's Pier at Morehead City.

H. B. 744, An act relative to appointment of an assistant Clerk and Deputy Clerks of the Superior Court of Durham County.

H. B. 1127, An act to incorporate the Memorial Methodist Episcopal Church in Currituck County.

H. B. 1101, An act to amend Section Four Thousand Four Hundred Fifty-eight of the Consolidated Statutes relating to public drunkenness in McDowell County.

H. B. 1128, An act to authorize the Board of County Commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

H. B. 1041, An act to provide a special fund for the enforcement of the Prohibition Law in the County of Rockingham.

H. B. 977, An act for the relief of J. K. Ried, Sheriff of Washington County, and for the relief of Leon S. Brey, former Treasurer of Washington County, and for the relief of Leon S. Brey, former Treasurer of Washington County.

H. B. 1008, An act to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

H. B. 1004, An act to repeal Chapter Two Hundred Forty-five of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, Chapter Ninety of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, and Chapter Thirty-seven of the Public-Local Laws of One Thousand Nine Hundred Twenty-five, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County.

H. B. 1005, An act to appoint a Highway Commission to act in all matters relating to the Highway of Madison County as provided in House Bill number Three Hundred Thirty-eight passed at this Session of the General Assembly.

H. B. 1080, An act to amend Chapter Three Hundred and Forty-three of the Public Laws of One Thousand Nine Hundred and Twenty-nine so as to permit the establishment of a Domestic Relations Court in Forsyth County.

H. B. 745, An act to amend Chapter Fifty-six, Article Nine thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess

a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

On motion of Mr. Harris the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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## SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Tuesday, March 31, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. F. Herbert of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 484, A bill to be entitled An act to consolidate the activities of Public Welfare of the County of Forsyth and the City of Winston-Salem.

And

S. B. 502, A bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

And

S. B. 506, A bill to be entitled An act to re-appoint Otis. C. Jenkins a member of the Board of Road Commissioners, Granville County.

With favorable reports.

And

S. B. 478, A bill to be entitled An act to amend Chapter 213 of the Private Laws of 1903, extending the corporate limits of the Town of Plymouth.

With an unfavorable report.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 496, A bill to be entitled An act to extend the time for bringing actions against L. E. Lancaster, Clerk of the Superior Court Craven County and his official bond.

With a favorable report.

By Mr. Johnston of Ashe, for the Committee on the Calendar.

H. B. 1161, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

With a favorable report.

### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.



Committee Substitute for H. B. 102, A bill to be entitled An act to raise revenue.

H. R. 1160, A Joint Resolution to further postpone the revaluation of property in North Carolina to April 15, 1931.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thompson: H. B. 1163, A bill to be entitled An act to place the name of Mrs. Lillie M. Williams of Brunswick County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Cloud: H. B. 1164, A bill to be entitled An act to amend the Charter of the City of Saluda, Polk County, so as to extend the boundaries thereof.

On motion of Mr. Cloud the bill is placed on the Calendar.

By Mr. Hipps: H. B. 1165, A bill to be entitled An act regulating the fees of the public officers of Haywood County.

Referred to the Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 511, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred Twenty-five, so as to permit investment of State Sinking Funds in bonds of any county, city, town or school district within the State.

Referred to the Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1118, A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

On motion of Mr. Hood, the bill is taken from the Committee on Justice of the Peace, and placed on the Calendar.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

I voted against the passage of the Omnibus Justice of the Peace Bill. I did not have a single person appointed as a Justice of the Peace. I do not believe in the wholesale appointment of Justices of the Peace for political purposes. I have learned that the name of C. W. Westbrook of Westbrook Township, Sampson County, appears in the bill. I knew nothing of his appointment and have just discovered that his name was placed on the bill in the Senate. I vote against the bill as a protest to this appointment.

ALGERNON L. BUTLER.

S. B. 149, A bill to be entitled An act to amend Chapter Two Hundred Twenty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney of the Recorder's Court of Elkin, Surry County and increasing the territorial jurisdiction of said Court.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1084, A bill to be entitled An act to require the Tax Collector of Franklin County and the Tax Collectors of the municipalities in said County to accept partial payments of taxes.

For concurrence in the Senate Amendments.

On motion of Mr. Jeffress, the House fails to concur in the Senate Amendments, and asks for a conference.

The Speaker appoints as conferees on the part of the House, Messrs. Lumpkin, Jeffress, and Gill, and the Senate is so notified.

S. B. 389, A bill to be entitled An act to amend Section 442 of the Consolidated Statutes relating to the Statute of Limitation for Usury.

Amendments are offered by Messrs. Uzzell, Ervin, which are lost.

The question now recurs upon the passage of the bill on its several readings.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1039, A bill to be entitled An act to appoint certain members of the boards of education of the respective counties of North Carolina, fix their term of office and limit compensation at State expense.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1161, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Brooks, Brinson, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Helms, Henry, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Mebane, Morphew, Moss, Moye, McBee McDevitt, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Uzzell, Ward, Waynick, Willis, White of Robeson, Woodall, and Woodard—83.

Those voting in the negative are: None.

On motion of Mr. Connor the House takes a recess until 8 o'clock tonight.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Tuesday night, March 31, 1931.

Pursuant to recess the House meets with Mr. Speaker Smith presiding, and resumes consideration of business.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Holmes, for the Committee on Drainage:

H. B. 1136, A bill to be entitled An act relating to Mattamusket Drain-age District in Hyde County.

With a favorable report.



By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 1158, A bill to be entitled An act to amend Chapter 431 Public-Local Laws of 1927, relating to wild fowl in Currituck County.

With a favorable report.

On motion of Mr. Johnson of Currituck the bill is recommitted to the Calendar Committee.

And

H. B. 1155, A bill to be entitled An act to prevent the destruction of foxes in Robeson County.

And

H. B. 182, A bill to be entitled An act to amend Chapter 333, Public Laws of North Carolina, 1929 relating to the fur bearing industry, and to raise revenue therefor.

With unfavorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Jeffress: H. B. 1166, A bill to be entitled An act to amend Section 2942, Consolidated Statutes, the Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

Referred to the Committee on Calendar.

By Mr. Neal: H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Referred to the Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 410, A bill to be entitled An act to place the names of certain confederate soldiers and widows of confederate soldiers on the Pension List.

As amended, passes its second reading and is ordered placed on the Calendar.

S. B. 484, A bill to be entitled An act to consolidate the activities of Public Welfare of the County of Forsyth and the City of Winston Salem.

Passes its second and third readings, and is ordered Enrolled.

S. B. 502, A bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 506, A bill to be entitled An act to reappoint Otis C. Jenkins a member of the Board of Road Commissioners of Granville County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 946, A bill to be entitled An act to provide for the construction of fishways in dams or other obstructions placed in or across rivers or streams in North Carolina or between North Carolina and other States.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 788, A bill to be entitled An act amending Chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

For concurrence in the Senate Amendment.

On motion of Mr. Howell, the House concurs in the Senate Amendment, and the bill is ordered Enrolled.

S. B. 496, A bill to be entitled An act to extend the time for bringing action against L. E. Lancaster, Clerk of Superior Court, Craven County, and his official bond.

Passes its second and third readings, and is ordered Enrolled.

S. B. 282, A bill to be entitled An act to amend Chapter 207, Private Laws of 1897, relating to the Charter of the Eastern Band of Cherokee Indians.

Passes its second and third readings, and is ordered Enrolled.

S. B. 442, A bill to be entitled An act to authorize the various counties of the State and road districts, to use any surplus funds and to sell and dispose of camp sites and supplies.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1151, A bill to be entitled An act to amend Consolidated Statutes 1297 (17) and 1297 (31), so as to provide for working certain prisoners on the public streets of cities and towns.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 247, A bill to be entitled An act to amend and re-enact Sections 34, 36, 38, and 41 of Chapter 148, Public Laws 1927, being the "uniform Act regulating the operation of vehicles on the highways", so as to conform with Section 36 (e) of Chapter 136, Public Laws 1927, known as the "Bus Law", and to further amend said Chapter 148 of the Public Laws of 1927.

For concurrence in the Senate Amendments.

On motion of Mr. White of Robeson, the House concurs in the Senate Amendments, and the bill is ordered Enrolled.

S. B. 463, A bill to be entitled An act to prescribe the fees to be charged by the Register of Deeds of Granville County for recording certain instruments.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, Long of Halifax, Lyon, Mebane, Moye, McBee, McEachern, McGougan, McRae, Neal, Norman, Parker, Puett, Readling, Reed, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, and Young of Harnett—73.

Those voting in the negative are: None.

S. B. 465, A bill to be entitled An act to fix the fees to be collected by the Clerk of the Superior Court of Granville County.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Gatling, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Currituck,



Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, Long of Halifax, Lyon, Mebane, Moye, McBee, McEachern, McGougan, McRae, Neal, Norman, Parker, Puett, Readling, Reed, Scarborough, Sigmon, Smith, Spence, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, and Young of Harnett—73.

Those voting in the negative are: None.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES,

Wednesday, April 1, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. W. W. Way of the City of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 421, A bill to be entitled An act to repeal and re-enact Section 1288 Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a Justice of the Peace.

And

S. B. 475, A bill to be entitled An act to amend Section 1, of Chapter 63, of the Public Laws of North Carolina, Extra Session of 1921, relating to the investment of trust funds.

With favorable reports.

And

H. B. 1134, A bill to be entitled An act relative to the funds in the hands of the Clerks of the Superior Courts by virtue of their office.

With a favorable report, as amended.

And

H. B. 579, A bill to be entitled An act to amend the zoning ordinance of the City of Raleigh.

And

H. B. 834, A bill to be entitled An act to locate the boundary line between the Counties of Henderson and Polk as located under the authority of Chapter 430 of the Public Laws of North Carolina, Session 1903, or so much thereof as is under dispute between the Counties of Henderson and Polk.

And

H. B. 463, A bill to be entitled An act to amend Section 6376 of the Consolidated Statutes of North Carolina.

And

H. B. 187, A bill to be entitled An act to eliminate the requirement of private examination and voluntary assent in the acknowledgements of conveyances by married women.

With unfavorable reports.

By Mr. Long of Alamance, for the Committee on Constitutional Amendments.

H. B. 1109, A bill to be entitled An act to amend Section 23 of Article 4 of the Constitution of North Carolina, relating to solicitors.

With a favorable report.

And

H. B. 643, A bill to be entitled An act to submit a Constitutional Amendment relating to Legislative power to make regulations in respect to juries.

With an unfavorable report.

By Mr. McEachern, for the Committee on Pensions.

S. B. 397, A bill to be entitled An act to place Zelia Wells of Jackson County on Confederate Pension Roll.

And

S. B. 486, A bill to be entitled An act to place Mrs. S. B. Neal, Mrs. Fannie Long, and Mrs. Mary J. Minor, widows, on the Pension Roll.

With favorable reports.

And

H. B. 1150, A bill to be entitled An act to place the name of James Goodson, a Confederate Veteran of Franklin County on Pension Roll.

With a favorable report, as amended.

And

H. B. 1163, A bill to be entitled An act to place the name of Mrs. Lillie M. Williams of Brunswick County on Pension Roll.

With an unfavorable report.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, thereby restoring jurisdiction of Mayor's Court of the Town of Sylva, North Carolina.

And

S. B. 467, A bill to be entitled An act to amend Section 1443, Volume 3, of the Consolidated Statutes, relating to Terms of the Superior Court of Columbus County.

And

S. B. 512, A bill to be entitled An act regulating the fees of the Recorder's Court of Lincoln County.

And

S. B. 472, A bill to be entitled An act to amend the Consolidated Statutes of North Carolina, Volume 111, Section 1443, relating to the Superior Courts of Surry County.

With favorable reports.

And

H. B. 1149, A bill to be entitled An act to amend Section 1608 (cc) of the Consolidated Statutes of North Carolina, Volume 111, relating to appeals to the Superior Courts.



And

H. B. 941, A bill to be entitled An act to amend the Charter of the Town of Bessemer City and to prescribe the jurisdiction and proceedings of the Recorder's Court.

With unfavorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 1145, A bill to be entitled An act to repeal Senate Bill 288, Session 1931, relating to salary of Judge of Recorder's Court of Harnett County, and ratified March 9, 1931.

And

H. B. 1141, A bill to be entitled An act regulating the salary of the Sheriff, Register of Deeds and Clerk of the Superior Court of Forsyth County.

And

H. B. 1165, A bill to be entitled An act regulating the fees of the public officers of Haywood County.

And

S. B. 489, A bill to be entitled An act to amend Chapter 122, Public-Local Laws, 1921, relating to fees of the Sheriff of Lincoln County.

With favorable reports.

And

H. B. 1157, A bill to be entitled An act reducing the salaries of all State officials and employees, including all State supported institutions.

With a favorable report, as amended.

On motion of Mr. Pitts the bill is recommitted to the Committee on Appropriations.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1166, A bill to be entitled An act to amend Section 2942, Consolidated Statutes, the Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

And

H. B. 1158, A bill to be entitled An act to amend Chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County.

And

H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

With favorable reports.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 946, A bill to be entitled An act to provide for the construction of fishways in dams or other obstructions placed in or across rivers or streams in North Carolina or between North Carolina and other States.

H. B. 1039, A bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense.

H. B. 1118, A bill to be entitled An act to appoint justices of the peace for the several counties of North Carolina.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hamilton: H. B. 1168, A bill to be entitled An act to provide for the appointment of Trustees of Beaufort Graded School.

Referred to the Committee on Calendar.

By Mr. Newman, H. B. 1169, A bill to be entitled An act to permit the City of Wilmington to abandon its municipal lockup or guard house and to use the County Jail for the confinement of municipal prisoners.

Referred to the Committee on Penal Institutions.

By Mr. Ruffin H. B. 1170, A bill to be entitled An act to amend H. B. 557, ratified March 27, 1931, relative to the Courts of Bertie County, to correct an error in same.

Passes its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to Senate without Engrossment.

By Mr. Cranor: H. B. 1171, A bill to be entitled An act to change the boundary line between the Counties of Ashe and Wilkes.

Referred to the Committee on Calendar.

By Mr. Lumpkin: H. B. 1172, A bill to be entitled An act to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate Veteran of Franklin County, on the Pension Roll.

Referred to the Committee on Pensions.

And

H. B. 1173, A bill to be entitled An act to repeal Chapter 169, Public-Local Laws, Extra Session 1913, regulating the hunting of foxes in Franklin County.

Referred to the Committee on Game.

By Messrs. Garibaldi, Readling, and McRae: H. B. 1174, A bill to be entitled An act to amend Substitute for House Bill No. 594, being entitled, "An Act to provide for the collection of taxes in the City of Charlotte and the County of Mecklenburg", ratified March 3, 1931.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Howell: H. B. 1175, A bill to be entitled An act to amend House Bill No. Eight Hundred Fifty-nine, entitled "An act to create a Board of Financial Control for Buncombe County, and certain bodies politic and municipal corporations therein and to define the powers and duties thereof".

Referred to the Committee on Calendar.

And

H. B. 1176, A bill to be entitled An act to provide for the collection of delinquent taxes in Buncombe County.

Referred to the Committee on Calendar.

By Mr. Hipps: H. B. 1177, A bill to be entitled An act making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

Referred to the Committee on Game.



By Mr. Sutton: H. B. 1178, A bill to be entitled An act regulating the fees of Justices of the Peace in Lenoir County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Cox of Forsyth: H. R. 1179, Resolution to dispense with Committee Clerks and to reduce number of employees in the Enrolling office after April 4, 1931.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Messrs. McBee and Butler: by request.

H. R. 1180, Joint Resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections, in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard.

Referred to the Committee on Election Laws.

By Mr. Upchurch: H. B. 1181, A bill to be entitled An act to authorize the Governor and the Secretary of State of North Carolina to grant to the City of Raleigh certain vacant and unused State lands known as the State Rock Quarry site.

Referred to the Committee on Appropriations.

By Mrs. Mebane: H. B. 1182, A bill to be entitled An act to direct the Commissioner of Labor and Printing to have adequate inspection of all mines in North Carolina.

Referred to the Committee on Calendar.

By Mr. Turner of Guilford: H. B. 1183, A bill to be entitled An act to provide for the regulation of workmen's compensation insurance rates.

Referred to the Committee on Insurance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 519, A bill to be entitled An act to extend the time for the operation of Senate Bill 154, a bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

On motion of Mr. Cox of Forsyth, the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

H. B. 238, A bill to be entitled An act to repeal, amend and re-enact Chapter 136, Public Laws 1927, as amended by Chapters 58, 193, 216 and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.

For concurrence in the Senate amendments.

On motion of Mr. Newman, the House fails to concur in the Senate Amendments, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Newman, Burgin, and Davis of Edgecombe, and the Senate is so notified.

H. B. 849, A bill to be entitled An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

For concurrence in the Senate amendments.

On motion of Mr. Seawell, the House concurs in the Senate amendments, and the bill is ordered Enrolled.

H. B. 883, A bill to be entitled An act to validate certain refunding bonds of Greene County.

For concurrence in the Senate Substitute.

On motion of Mr. Moye, the Senate Substitute is adopted, and remains on the Calendar for its second roll call reading.

SENATE CHAMBER,  
April 1, 1931.

MESSAGE TO THE HOUSE OF REPRESENTATIVES:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Amendment to House Bill 1084, title, "to require the Tax Collector of Franklin County and the tax collectors of the municipalities in said County to accept partial payment of taxes," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Clark and Burrus.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for S. B. 84, A bill to be entitled An act to amend Chapter Two Hundred and Eighteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine relating to the State Highway Patrol.

On motion of Mr. Garibaldi, the bill is laid on the Table.

S. B. 240, A bill to be entitled An act to require the State Highway Commission to pave road No. 130 from Supply to its intersection with No. 303 in Brunswick County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1136, A bill to be entitled An act relating to Mattamuskeet Drainage District in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 236, A bill to be entitled An act to amend Section 2144 and to repeal Sections 2145 and 2146 of the Consolidated Statutes.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1161, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood,



Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McRae, Norman, Parker, Pitts, Readling, Reed, Ruffin, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, Whitley, Woodall, Woodard, and Young of Durham—86.

Those voting in the negative are: None.

H. B. 1164, A bill to be entitled An act to amend the Charter of the City of Saluda, Polk County, so as to extend the boundaries thereof.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moss, Moye, McBee, McDevitt, McRae, Norman, Parker, Pitts, Readling, Reed, Ruffin, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, Whitley, Woodall, Woodard, and Young of Durham—86.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1162, An act to supplement the Act entitled "An act to amend Chapter Three Hundred Ninety-five of the Public Laws of One Thousand Nine Hundred and Nine and all Acts amendatory thereof, relating to the City Charter of the City of High Point" ratified the twenty-first day of March, One Thousand Nine Hundred and Thirty-one.

H. B. 1124, An act to fix the compensation of the Solicitor of the General County Court of the County of Buncombe by the County Commissioners.

H. B. 1082, An act to appoint a Boxing Commission for the City of Greenville, North Carolina.

H. B. 1070, An act to enable independent candidates to have their names put upon the official ballot in municipal elections.

H. B. 743, An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District.

H. B. 510, An act to amend Chapter One Hundred and Ninety-one, Public Laws of One Thousand Nine Hundred and Twenty-five, relating to the fees to be charged for taxes or labels for inspection of bedding.

S. B. 474, An act to provide for the election by the people of the Solicitors or Prosecuting Attorneys of certain Recorder's Courts in Robeson County.

H. B. 383, An act to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such coming from without the State into North Carolina.

H. B. 1044, An act to incorporate the Town of Warrensville in Ashe County.

H. B. 567, An act to amend Chapter Ninety-four, Article One, of the Consolidated Statutes of North Carolina, relating to drainage.

H. B. 980, An act to permit the reduction of expenses and taxes in the City of Asheville.

H. B. 769, An act to amend Section One Thousand Four Hundred Forty-three of Volume Three of the Consolidated Statutes as amended by Chapter One Hundred Seventy-two, Public Laws, One Thousand Nine Hundred Twenty-nine, providing additional Terms of Court for Alamance County.

H. B. 644, An act amending Chapter Six Hundred Fifty-one, Public Laws, One Thousand Nine Hundred Nine, as amended, by conferring certain civil jurisdiction on the Municipal Court of the City of Greensboro and regulating the exercise thereof and by making the criminal jurisdiction of said Court in certain cases exclusive.

H. B. 970, An act regulating the fees of the Sheriff of Jackson County.

S. B. 154, An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

S. B. 361, An act to amend Chapter Forty-eight, Public Laws One Thousand Nine Hundred and Twenty-seven, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.

S. B. 149, An act to amend Chapter Two Hundred and Twenty-two, Public-Local Laws of One Thousand Nine Hundred and Twenty-nine, relating to the salaries of the Judge and Prosecuting Attorney of the Recorder's Court of Elkin, Surry County, and increasing the territorial jurisdiction of said Court.

S. B. 389, An act to amend Section Four Hundred and Forty-two of the Consolidated Statutes relating to the Statute of Limitation for Usury.

H. B. 1156, An act to allow the Board of Commissioners of the Town of Weldon, Halifax County, to aid in reopening the Bank of Weldon, Weldon, North Carolina.

S. B. 442, An act to authorize the various counties of the State and Road Districts to use any surplus funds and to sell and dispose of camp sites and supplies.

S. B. 282, An act to amend Chapter Two Hundred Seven, Private Laws of One Thousand Eight Hundred Ninety-seven relating to the Charter of the Eastern Band of Cherokee Indians.

S. B. 463, An act to prescribe the fees to be charged by the Register of Deeds of Granville County for recording certain instruments.

S. B. 484, An act to consolidate the activities of Public Welfare of the County of Forsyth and the City of Winston-Salem.

S. B. 496, An act to extend the time for bringing actions against L. E. Lancaster, Clerk of Superior Court, Craven County and his official bond.

S. B. 506, An act to re-appoint Otis C. Jenkins a member of the Board of Road Commissioners of Granville County.



H. B. 788, An act amending Chapter Two Hundred Sixteen, Public Laws of One Thousand Nine Hundred Twenty-three relating to the issuing of warrants and drawing of juries in the General County Courts of the State.

S. B. 465, An act to fix the fees to be collected by the Clerk of the Superior Court of Granville County.

On motion of Mr. Thomas H. B. 142, A bill to be entitled An act to fix and regulate the salaries paid to all teachers, principals, supervisors, superintendents, and assistant superintendents, in the public schools, is taken from the Committee on Education, and recommitted to the Committee on Appropriations.

On motion of Mr. Brooks the House adjourns and will meet tomorrow at 11 o'clock A. M.

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### SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, April 2, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Harvey A. Cox of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1175, A bill to be entitled An act to amend H. B. 859 entitled "An act to create a Board of Financial Control for Buncombe County and certain bodies politic and municipal corporations therein and to define the powers and duties thereof."

And

H. B. 1176, A bill to be entitled An act to provide for the collection of delinquent taxes in Buncombe County.

And

H. B. 1171, A bill to be entitled An act to change the boundary line between the Counties of Ashe and Wilkes.

And

H. B. 1168, A bill to be entitled An act to provide for the appointment of Trustees of Beaufort Graded School.

With favorable reports.

And

H. B. 1182, A bill to be entitled An act to direct the Commissioner of Labor and Printing to have adequate inspection of all mines in North Carolina.

The Committee recommends that the bill be recommitted to the Committee on Appropriations.

It is so ordered.

By Mr. Flanagan, for the Committee on Penal Institutions.

H. B. 1169, A bill to be entitled An act to permit the City of Wilmington to abandon its municipal lockup or guard house and to use the County jail for the confinement of municipal prisoners.

With a favorable report.

And

H. B. 209, A bill to be entitled An act to provide for the control, employment and working of convicts by the Board of Commissioners of Anson County.

With a favorable report, as amended.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 1173, A bill to be entitled An act to repeal Chapter 169, Public-Local Laws, Extra Session 1913, regulating the hunting of foxes in Franklin County.

And

H. B. 1177, A bill to be entitled An act making it unlawful to place perch traps in the waters of certain streams and fixing the size of the mesh to be used in other than perch traps.

With favorable reports.

By Mr. Spence, for the Committee on Finance.

H. B. 1159, A bill to be entitled An act to require the Tax Collector of Hyde County to accept partial payments of taxes.

And

S. B. 495, A bill to be entitled An act to authorize the school authorities and County Auditor of Duplin County to issue certificates of indebtedness to teachers.

With favorable reports.

And

S. B. 457, A bill to be entitled An act to refund Sam Lawrence and Company, and Lawrence Stone and Gravel Company, income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of \$3,250.12.

And

With a favorable report, as amended.

S. B. 498, A bill to be entitled An act to amend the Local Government Act, the same being Senate Bill One Hundred Sixty-two, of the Session of One Thousand Nine Hundred Thirty-one.

And

S. B. 511, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred Twenty-five so as to permit investment of State Sinking Funds in bonds of any county, city, town or school district within the State.

And

S. B. 491, A bill to be entitled An act to amend Chapter 392 Public-Local Laws 1929, relating to the finances of Duplin County.

And

S. B. 39, A bill to be entitled An act to authorize the Town of Murphy to use funds derived from the sale of refunding bonds of the Town to pay all and discharge interest on bonds and other outstanding indebtedness of the



Town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

With unfavorable reports.

By Mr. Turner of Guilford, for the Committee on Corporations.

H. B. 1099, A bill to be entitled An act to amend Section 1190 of the Consolidated Statutes relating to involuntary dissolution of corporations.

And

S. B. 501, A bill to be entitled An act to incorporate the Tompson School Alumni Association of Silver City, Chatham County, North Carolina.

With favorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

H. B. 1183, A bill to be entitled An act to provide for the regulation of workmen's compensation insurance rates.

With a favorable report.

And

S. B. 326, A bill to be entitled An act to provide for a Commission to study old age pensions and to suggest legislation thereon to the next General Assembly.

And

S. B. 36, A bill to be entitled An act to amend Section 6531 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

With unfavorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis of Edgecombe: H. B. 1184, A bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to the licensing of banks to act as fiduciaries.

Referred to the Committee on Banks and Banking.

By Mr. Davis of Hyde: H. B. 1185, A bill to be entitled An act to authorize and direct the State Highway Commission to improve with hard surface or some dependable material State Highway No. 91 from Swan Quarter to Englehard, Hyde County.

Referred to the Committee on Public Roads.

By Mr. Young of Harnett, Hood, Bruton, Haynes of Forsyth, Neal, Fulghum, Pitts, Brown, Garibaldi, Gill, Seawell, Crudup, Turner of Guilford, Newman, Cox of Forsyth, Woodall, Gattis, Ewbank, Tatem, McDevitt, Harris, Parker, Ewing, Holmes, McGougan, LeGrand, White of Robeson, Jeffress, Connor, Whitley, Long of Alamance, Cox of Jackson, Spence, Woodward, Young of Durham, Edwards, Johnson of Halifax, Thomas, Burgin, Readling and Groves: H. B. 1186, A bill to be entitled An act to make the office of the Commissioner of Agriculture, the office of the Insurance Commissioner, the office of the Commissioner of Labor and the offices of the members of the Corporation Commission appointive and to prescribe their several terms of office and the manner of their appointment.

Referred to the Committee on Reorganization of State Government.

By Mr. Cranor: H. B. 1187, A bill to be entitled An act to authorize the County Commissioners and Board of Education of Wilkes County to provide

in the next budget for payment of public school teachers balance due them for this fiscal year.

Referred to the Committee on the Calendar.

By Mr. Smith, by request: H. B. 1188, A bill to be entitled An act to amend Chapter 415 Public-Local Laws of 1927 relating to the salaries of certain officers in Martin County.

Referred to the Committee on Salaries and Fees.

By Mr. Long of Alamance: H. B. 1189, A bill to be entitled An act to authorize the Town of Mebane to issue sewer bonds and to provide for the payment thereof.

On motion of Mr. Long the bill is placed on the Calendar.

By Mr. Ewing, by request: H. B. 1190, A bill to be entitled An act to amend Chapter 113, Section 2, Public Laws of 1921, relating to the fees of Justices of the Peace.

Referred to the Committee on Salaries and Fees.

By Mr. Cherry: H. B. 1191, A bill to be entitled An act to amend Senate Bill 207, ratified March 16, 1931 of this Session of the General Assembly, being entitled, "A bill to be entitled An act regulating sales of real and personal property by receivers."

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Seawell: H. B. 1192, A bill to be entitled An act to amend Section 218 (c) of Volume 111 of the Consolidated Statutes relating to the method of liquidating banks.

Referred to the Committee on Banks and Banking.

By Mr. Johnson of Chatham: H. B. 1193, A bill to be entitled An act to amend Sections 5337, 5338 and 5339 of Consolidated Statutes.

Referred to the Committee on Drainage.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1039, A bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office and limit compensation at State expense.

For concurrence in the Senate amendments.

On motion of Mr. White of Robeson, the House fails to concur in the Senate amendments, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Neal, Seawell and McRae, and the Senate is notified.

H. B. 1118, A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

For concurrence in the Senate amendments.

On motion of Mr. Johnston of Ashe, the House fails to concur in the Senate amendments, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Cloud, Parker and Young of Harnett, and the Senate is notified.

S. B. 514, A bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

Referred to the Committee on Counties, Cities and Towns.



H. B. 25, A bill to be entitled An act to repeal Chapter 221 of the Public Laws of North Carolina, Session of 1927, and Acts amendatory thereto.

For concurrence in the Senate amendments.

On motion of Mr. Ewbank, the House concurs in the Senate amendment and the bill is ordered Enrolled.

SENATE CHAMBER,  
April 1, 1931.

MESSAGE TO THE HOUSE OF REPRESENTATIVES:

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House Amendment to S. B. 429, title, "to amend Section 8049, Volume 11 of the Consolidated Statutes, relating to manner of settlement of Sheriff or Tax Collector," and giving notice of the appointment as conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences between the two bodies may be adjusted, Senators Burrus and Gravelly.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as conferees on the part of the House, Messrs. Waynick, Crudup and Ervin.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, thereby restoring jurisdiction of Mayor's Court of the Town of Sylva, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1135, A bill to be entitled An act to provide for the nomination and election of County Commissioners of Lenoir County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1145, A bill to be entitled An act to repeal Senate Bill No. 288, Session 1931, relating to salary of Judge of Recorder's Court of Harnett County and ratified March 9, 1931.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 486, A bill to be entitled An act to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

S. B. 489, A bill to be entitled An act to amend Chapter 122, Public-Local Laws, 1921, relating to fees of the Sheriff of Lincoln County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 512, A bill to be entitled An act regulating the fees of the Recorder's Court of Lincoln County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 397, A bill to be entitled An act to place Zelia Wells of Jackson County, on the Confederate Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

S. B. 467, A bill to be entitled An act to amend Section 1443, Volume 3 of the Consolidated Statutes, relating to Terms of the Superior Court of Columbus County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 472, A bill to be entitled An act to amend the Consolidated Statutes of North Carolina, Volume 111, Section 1443, relating to the Superior Court of Surry County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1150, A bill to be entitled An act to place the name of James Goodson, a Confederate Veteran of Franklin County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1158, A bill to be entitled An act to amend Chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1165, A bill to be entitled An act regulating the fees of the public officers of Haywood County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1134, A bill to be entitled An act relative to the funds in the hands of the Clerks of the Superior Courts by virtue of their office.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 410, A bill to be entitled An act to place the names of certain Confederate soldiers and widows of Confederate soldiers on the Pension List.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendments.

S. B. 421, A bill to be entitled An act to repeal and reenact Section 1288, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a Justice of the Peace.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1166, A bill to be entitled An act to amend Section 2942, Consolidated Statutes, the Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Burgin, Butler, Cloud, Cox of Jackson, Crouse, Crudup, Davis of Edgecombe, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Long of Alamance, Lyon, McRae, Neal, Newman, Parker, Puett, Reed, Ruffin, Sigmon, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, Woodard, and Young of Durham—64.

Those voting in the negative are: Mr. Readling—1.

Senate Substitute for H. B. 883, A bill to be entitled An act to validate certain refunding bonds of Green County.

Passes its second reading by the following vote, and takes its place on the Calendar:



Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Long of Alamance, Lyon, Mebane, Morpew, Moye, Neal, Newman, Norman, Parker, Puett, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—80.

Those voting in the negative are: None.

H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Long of Alamance, Lyon, Mebane, Morpew, Moye, Neal, Newman, Norman, Parker, Puett, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—80.

Those voting in the negative are: None.

H. B. 1164, A bill to be entitled An act to amend the Charter of the City of Saluda, Polk County, so as to extend the boundaries thereof.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Long of Alamance, Lyon, Mebane, Morpew, Moye, Neal, Newman, Norman, Parker, Puett, Reed, Ruffin, Seawell, Sigmon, Smith, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—80.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1138, An act to amend Chapters One Hundred and Fifty-eight and Six Hundred and Fourteen, Public-Local Laws of One Thousand Nine Hundred and Eleven, relating to the Recorder's Court of Vance County.

S. B. 240, An act to require the State Highway Commission to pave road number one hundred and thirty from Supply to its intersection with number three hundred and three in Brunswick County.

H. B. 1132, An act to provide for continuous Grand Jury in Lee County.

H. B. 247, An act to amend and re-enact Sections Thirty-four, Thirty-six, Thirty-eight, and Forty-one of Chapter One Hundred and Forty-eight, Public Laws of One Thousand Nine Hundred and Twenty-seven, being the "Uniform Act regulating the operation of vehicles on the Highways", so as to conform with Section Thirty-six (e) of Chapter One Hundred and Thirty-six, Public Laws One Thousand Nine Hundred and Twenty-seven, known as the "Bus Law", and to further amend said Chapter One Hundred and Forty-eight of the Public Laws of One Thousand Nine Hundred and Twenty-seven.

S. B. 236, An act to amend Section Two Thousand One Hundred and Forty-four, and to repeal Sections Two Thousand One Hundred and Forty-five and Two Thousand One Hundred and Forty-six of the Consolidated Statutes.

H. B. 982, An act to amend Section Two Thousand Three Hundred Thirty-four, Volume Three, Consolidated Statutes, so as to provide six months Grand Jury in Vance County.

H. B. 1079, An act to repeal Chapter Two Hundred and Fifty-six, Public Laws, One Thousand Nine Hundred and Twenty-nine, relating to mortgages of corporations.

S. B. 519, An act to extend the time for the operation of Senate Bill number One Hundred Fifty-four, a bill to be entitled An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

H. B. 1100, An act to amend Chapter Three Hundred and Eighty-five, Public-Local Laws, One Thousand Nine Hundred and Twenty-five, relating to clerical assistance to the Clerk of the Superior Court of McDowell County.

H. B. 895, An act to amend Section One Thousand Four Hundred and Forty-three, Volume Three of the Consolidated Statutes, providing an Extra Term of Court for Cleveland County.

H. B. 951, An act to confer civil jurisdiction upon the County Court of Gates County.

H. B. 1077, An act to amend Chapter One Hundred and Thirty-seven of the Public-Local and Private Laws of North Carolina of the Session One Thousand Nine Hundred and Twenty-nine.

H. B. 1032, An act to amend Section One Thousand Four Hundred and Forty-three, Volume Three, of the Consolidated Statutes, relating to the Courts of Gaston County.

H. B. 849, An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

On motion of Mr. Connor, S. B. 84, A bill to be entitled An act to amend Chapter 218 of the Public Laws of 1929, relating to the State Highway Patrol; is taken from the Table, and placed on the Calendar.

On motion of Mr. Sutton, the House takes a recess until 1:15 o'clock.



## AFTERNOON SESSION

Pursuant to recess the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pitts, for the Committee on Expenditures of the House:

H. R. 947, A Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

With a favorable report as amended.

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1147, A bill to be entitled An act to amend H. B. 338 being "a bill to be entitled An act to amend Chapter 2, Public Laws of 1921 and Acts amendatory thereof and and additional thereto, relating to the State highway System and public roads of the State and to provide for the maintenance thereof."

With a favorable report as amended.

On motion of Mr. Edwards the rules are suspended and the bill is placed on its immediate passage.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

And

H. B. 1187, A bill to be entitled An act to authorize the County Commissioners and Board of Education of Wilkes County to provide in the next budget for payment of public school teachers balance due them for this fiscal year.

With a favorable report.

On motion of Mr. Cranor the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Hamilton, for the Committee on Commercial Fisheries:

H. B. 1154, A bill to be entitled An act to permit the free passage of fish in water streams.

With a favorable report.

By Mr. Connor, for the Committee on Roads:

S. B. 482, A bill to be entitled An act to authorize the County of Harnett and of the Town of Lillington to enter into contract with the State Highway Commission for the illumination of the bridge across the Cape Fear River at Lillington.

With a favorable report as amended.

On motion of Mr. Connor the rules are suspended, and the bill is placed on its immediate passage.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hamilton: H. B. 1194, A bill to be entitled An act to authorize the school authorities and County Auditor of Carteret County to issue certificates of indebtedness to teachers.

Referred to the Committee on Calendar.

By Messrs. Cherry and Seawell: H. B. 1195, A bill to be entitled An act to amend Sub-section 7 of Section 218 (c) Consolidated Statutes of North Carolina, Volume 111, being Sub-section 7 of Section 1, Chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1159, A bill to be entitled An act to require the Tax Collector of Hyde County to accept partial payments of taxes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1168, A bill to be entitled An act to provide for the appointment of Trustees of Beaufort Graded School.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1169, A bill to be entitled An act to permit the City of Wilmington to abandon its municipal lockup or guardhouse and to use the County jail for the confinement of municipal prisoners.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1171, A bill to be entitled An act to change the boundary line between the Counties of Ashe and Wilkes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1173, A bill to be entitled An act to repeal Chapter 169, Public-Local Laws, Extra Session 1913, regulating the hunting of foxes in Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1175, A bill to be entitled An act to amend House Bill number Eight Hundred Fifty-nine, entitled "An act to create a Board of Financial Control for Buncombe County and certain bodies politic and municipal corporations therein and to define the powers and duties thereof".

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1183, A bill to be entitled An act to provide for the regulation of Workmen's Compensation insurance rates.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



S. B. 457, A bill to be entitled An act to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of South Carolina amounting in the total principal to the sum of \$3,250.12.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1177, A bill to be entitled An act making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1099, A bill to be entitled An act to amend Section 1190 of the Consolidated Statutes relating to involuntary dissolution of corporations.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 209, A bill to be entitled An act to provide for the control, employment and working of convicts by the Board of Commissioners of Anson County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1176, A bill to be entitled An act to provide for the collection of delinquent taxes in Buncombe County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 495, A bill to be entitled An act to authorize the school authorities and County Auditor of Duplin County to issue certificates of indebtedness to teachers.

Passes its second and third readings, and is ordered Enrolled.

S. B. 501, A bill to be entitled An act to incorporate the Thompson School Alumni Association of Siler City, Chatham County, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

On motion of Mr. Sutton the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## SEVENTY-FIFTH DAY

### HOUSE OF REPRESENTATIVES,

Friday, April 3, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative Howell of Buncombe County.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ewbank: H. B. 1196, A bill to be entitled An act to validate certain obligations of Henderson County.

Referred to the Committee on Finance.

By Mr. Bruton: H. B. 1197, A bill to be entitled An act to allow the County Commissioners of Montgomery County to aid in reopening the Bank of Montgomery.

Referred to the Committee on Banks and Banking.

And

H. B. 1198, A bill to be entitled An act to allow the Sheriff of Montgomery County to collect back taxes.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 424, A bill to be entitled An act officially naming the new State Highway across Neuse River about one-half mile below the City of Kinston, the LaRoque Bridge.

Referred to the Committee on Public Roads.

S. B. 425, A bill to be entitled An act to amend certain Sections of Chapter 219 of the Public Laws of 1927, relating to the appointment of the Board of Directors of the State Industrial Colony for Women.

Referred to the Committee on Public Welfare.

S. B. 468, A bill to be entitled An act to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.

Referred to the Committee on Constitutional Amendments.

S. R. 509, A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.

Referred to the Committee on Expenditures of House.

H. B. 943, A bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as "The Workmen's Compensation Act".

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1027, A bill to be entitled An act to amend certain statutes relating to the salaries of certain officials of Burke County.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1083, A bill to be entitled An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the County of Robeson.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 525, A bill to be entitled An act to validate the acts of the Board of County Commissioners of Polk County, in relation to the tax list of 1930.

Referred to the Committee on Finance.

S. B. 526, A bill to be entitled An act to amend Chapter 243, Public-Local Laws of 1911, relating to the procedure and jurisdiction of the Recorder's Court of Cleveland County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 527, A bil to be entitled An act to authorize the Town of Elkin to abandon a certain street to facilitate the building of a New State Highway bridge.

Referred to the Committee on Public Roads.



S. B. 528, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Harnett County.

Referred to the Committee on Agriculture.

S. B. 513, A bill to be entitled An act amending House Bill 301, relating to investigation of coasts, ports, and waterways, ratified March 19, 1931.

Referred to the Committee on Propositions and Grievances.

S. B. 518, A bill to be entitled An act to provide for a Purchasing Agent for the County of Wake and to provide for the relief of D. H. Pope.

Referred to the Committee on Finance.

S. B. 522, A bill to be entitled An act to provide for a special rural policeman for Wilkes County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 524, A bill to be entitled An act to validate the election held in the City of Riedsville on March 30, 1931, relative to the extension of the corporate limits of said City.

Referred to the Committee on Judiciary No. 1.

SENATE CHAMBER,

April 2, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House amendment to Senate Bill No. 232, title, "to create in the Governor's office a division of Purchase and Contract, and to prescribe the powers and duties thereof," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Johnson of Duplin and Gravely.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as conferees on the part of the House, Messrs. Jeffress, Johnson of Currituck and Johnston of Ashe.

SENATE CHAMBER,

April 2, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in the House amendment to S. B. 362, title, "to provide Deputy Warden service for the Department of Conservation and Development", and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Lawrence and Hicks.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

The Speaker appoints as conferees, on the part of the House, Messrs. Cox of Jackson, Hamilton and Etheridge.

SENATE CHAMBER,  
April 3. 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendment to House Bill 1118, title, "to appoint Justices of the Peace for the several Counties of North Carolina," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Lynch and Baggett.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 3. 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendment to House Bill 1039, title, "to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense", and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Folger and Lovill.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

On motion of Mr. Spence, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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## SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, April 4, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of the City of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 270, A bill to be entitled An act to extend the limit of time for foreclosure of old tax certificates and liens for incorporated cities and towns within Pitt County.

Referred to the Committee on Finance.



S. B. 529, A bill to be entitled An act to amend Section 3, Chapter 84 of the Public-Local Laws 1925, relating to deputy sheriffs.

Referred to the Committee on Counties, Cities, and Towns.

On motion of Mr. Ewbank, the House adjourns, and will meet Monday at 10 o'clock A. M.

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### SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
Monday, April 6, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. W. T. Bost of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of Saturday has been examined, and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ewbank: H. B. 1119, A bill to be entitled An act to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.

Referred to the Committee on Counties, Cities, and Towns.

On motion of Mr. Johnston of Ashe, the House adjourns, and will meet tomorrow at 12 o'clock noon.

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### SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, April 7, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. W. Davidson of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to: Messrs. Norman A. Boren, and George A. Younce, of Guilford County former members of the House.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Jeffress, for the Committee on Reorganization of State Government.

H. B. 1186, A bill to be entitled An act to make the office of the Commissioner of Agriculture, the office of the Insurance Commissioner, the office of the Commissioner of Labor and the offices of the members of the corpora-

tion Commission appointive, and to prescribe their several terms of office and the manner of their appointment.

With a favorable report.

Mr. Allen raises the point of order that bills have heretofore been postponed indefinitely and failed to pass its second reading, the contents of which or the principal provisions or its subject matter is embodied in this bill, which is prohibited by rule 42.

The point of order is sustained by the Chair and the bill is laid upon the Table.

Mr. Johnson of Halifax makes a motion that the bill be taken from the Table and placed on the Calendar. Upon this Mr. Johnston of Ashe calls for the "ayes" and "noes". The call is sustained, and the motion to take the bill from the Table is lost by the following vote.

Those voting in the affirmative are: Messrs. Brown, Bruton, Butler, Cox of Forsyth, Crudup, Day, Edwards, Ewbank, Garibaldi, Gill, Harris, Holmes, Hood, Jeffress, Johnson of Halifax, Johnson of Pender, Long of Alamance, MacLean, McGougan, Parker, Pitts, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, White of Robeson, Whitley, Young of Durham, and Young of Harnett—33.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brooks, Cherry, Cloud, Cranor, Connor, Crouse, Davis of Edgecombe, Davis of Hyde, Doshier, Etheridge, Flanagan, Fulghum, Gatling, Gay, Halstead, Haynes of Surry, Henry, James, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Long of Halifax, Lumpkin, Mebane, Morphew, Moss, Moye, McEachern, McRae, Neal, Norman, Puett, Readling, Ruffin, Upchurch, and Willis—44.

By Mrs. Mebane, for the Committee on Public Welfare.

H. B. 690, A bill to be entitled An act to authorize the consolidation of the County Board of Health for Guilford County and the County Board of Charities and Public Welfare for Guilford County.

And

S. B. 425, A bill to be entitled An act to amend certain Sections of Chapter 219 of the Public Laws of 1927, relating to the appointment of the Board of Directors of the State Industrial Farm Colony for Women.

With unfavorable reports.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1194, A bill to be entitled An act to authorize the school authorities and County Auditor of Carteret County to issue certificates of indebtedness to teachers.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 209, A bill to be entitled An act to provide for the control, employment and working of convicts by the Board of Commissioners of Anson County.

H. B. 1134, A bill to be entitled An act relative to the funds in the hands of the Clerks of the Superior Courts by virtue of their office.



H. B. 1147, A bill to be entitled An act to amend House Bill number 338 being "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof."

H. B. 1150, A bill to be entitled An act to place the name of James Goodson, a Confederate Veteran of Franklin County, on the Pension Roll.

#### CONFERENCE REPORT

To the Senate and House of Representatives:

We, the undersigned Conferees appointed by the Senate and House of Representatives to consider the differences arising over Senate Bill No. 232, respectfully submit the following report, and recommend:

That the House recede from its amendment reading as follows: "Amend Senate Bill 232 by amending Section 14, by striking out the words and figures "not to exceed \$6,000.00 per annum."

We further recommend that Section 14, line 3, of the original bill be amended by striking out the words and figures "\$6,000.00 (six thousand dollars)," and insert in lieu thereof, the words and figures "eight thousand five hundred dollars, \$8,500.00."

E. B. JEFFRESS

*Conferee on the part of the House.*

E. R. JOHNSON

*Conferee on the part of the House.*

IRA T. JOHNSTON

*Conferee on the part of the House.*

L. L. GRAVELY

*Conferee on the part of the Senate.*

RIVERS D. JOHNSON

*Conferee on the part of the Senate.*

The House fails to adopt the Conferees' report, and the Conference Committee is continued for further action and reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Lumpkin: H. B. 1200, A bill to be entitled An act to authorize the Town of Louisburg to purchase bonds of Louisburg College in an amount not exceeding twenty-five thousand dollars.

Referred to the Committee on Calendar.

By Mr. Johnson of Currituck: H. B. 1201, A bill to be entitled An act to require the Board of Education of Currituck County to hold its meetings in the Court House and to maintain an office for the Superintendent of Public Instruction therein.

Referred to the Committee on Education.

By Mr. Allen: H. B. 1202, A bill to be entitled An act to regulate the sale in North Carolina of all wearing apparel and articles for domestic use, manufactured by convict labor.

Referred to the Committee on Propositions and Grievances.

By Mr. Cherry: H. B. 1203, A bill to be entitled An act to amend House Bill 1032 of the General Assembly of the State of North Carolina, for the

year 1931, being An act entitled, "A bill to be entitled An act to amend Section 1443, Volume 111 of the Consolidated Statutes, relating to the Courts of Gaston County", as ratified April 2, 1931.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Long of Halifax: H. B. 1204, A bill to be entitled An act to amend House Bill 599, Senate Bill 446, which were bills amending the Charter of the Town of Roanoke Rapids, so as to provide for elections relating to extension of corporate limits and municipal officers.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Cherry: H. B. 1205, A bill to be entitled An act to establish a boxing commission for the City of Gastonia.

Referred to the Committee on Calendar.

By Mr. Lumpkin: H. B. 1206, A bill to be entitled An act to place Mrs. R. Harris of Franklin County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Holmes: H. B. 1207, A bill to be entitled An act to require the State Highway Commission to take over and maintain certain roads in Pitt County.

Referred to the Committee on Public Roads.

By Mr. Spence: H. B. 1208, A bill to be entitled An act to furnish adequate police protection to the Village of Hemp in Moore County.

Referred to the Committee on Calendar.

#### SENATE MESSAGE

SENATE CHAMBER,  
April 7, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House Amendment to Senate Bill No. 482, title, "to authorize the County of Harnett and the Town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington", and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Baggett and Johnson of Moore.

Respectfully,

LEROY MARTIN,  
*Principal Clerk, Senate.*

Upon receipt of the above information, the Speaker appoints as conferees on the part of the House, Messrs. Crudup, Gill, and Young of Harnett.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



H. B. 1083, A bill to be entitled An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the County of Robeson.

For concurrence in the Senate Amendments.

On motion of Mr. White of Robeson, the House concurs in Senate Amendment, and the bill is ordered Enrolled.

H. R. 947, Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 475, A bill to be entitled An act to amend Section 1, of Chapter 63, of the Public Laws of North Carolina, Extra Session of 1921, relating to the investment of trust funds.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1189, A bill to be entitled An act to authorize the Town of Mebane to issue sewer bonds and to provide for the payment thereof.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Connor, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Doshier, Edwards, Etheridge, Fulghum, Garibaldi, Gatling, Gill, Hamilton, Harris, Haynes of Surry, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, Moye, McEachern, McGougan, Neal, Parker, Puett, Readling, Ruffin, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodard, and Young of Harnett—64.

Those voting in the negative are: None.

H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Connor, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Doshier, Edwards, Etheridge, Fulghum, Garibaldi, Gatling, Gill, Hamilton, Harris, Haynes of Surry, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, Moye, McEachern, McGougan, Neal, Parker, Puett, Readling, Ruffin, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodard, and Young of Harnett—64.

Those voting in the negative are: None.

H. B. 1166, A bill to be entitled An act to amend Section 2942, Consolidated Statutes, the Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Connor, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Doshier, Edwards, Etheridge, Fulghum, Garibaldi, Gatling, Gill, Hamilton, Harris, Haynes of Surry, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, Moye, McEachern, McGougan, Neal, Parker, Puett, Readling, Ruffin, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodard, and Young of Harnett—64.

Those voting in the negative are: None.

Senate substitute for H. B. 883, a bill to be entitled An act to validate certain refunding bonds of Greene County.

Passes its third reading by the following vote and is ordered enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Butler, Cherry, Cloud, Connor, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Doshier, Edwards, Etheridge, Fulghum, Garibaldi, Gatling, Gill, Hamilton, Harris, Haynes of Surry, Henry, Holmes, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, Moye, McEachern, McGougan, Neal, Parker, Puett, Readling, Ruffin, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodard, and Young of Harnett—64.

Those voting in the negative are: None.

The original bill is laid on the table.

On motion of Mr. Bruton H. B. 1198, a bill to be entitled An act to allow the sheriff of Montgomery County to collect back taxes, is taken from the Finance Committee and recommitted to the Calendar Committee.

On motion of Mr. Spence S. B. 498, a bill to be entitled An act to amend Local Government Act, the same being S. B. 162 of Session 1931, is taken from the unfavorable Calendar and recommitted to the Committee on Finance.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 489, An act to amend Chapter One Hundred Twenty-two, Public-Local Laws One Thousand Nine Hundred Twenty-one, relating to fees of the Sheriff of Lincoln County.

S. B. 486, An act to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the Pension Roll.

S. B. 501, An act to incorporate the Thompson School Alumni Association of Silver City, Chatham County, North Carolina.

S. B. 397, An Act to place Zelia Wells, of Jackson County, on the Confederate Pension Roll.

S. B. 512, An Act regulating the fees of the Recorder's Court of Lincoln County.



S. B. 467, An Act to amend Section One Thousand Four Hundred Forty-three, Volume Three, of the Consolidated Statutes, relating to Terms of the Superior Court of Columbus County.

H. B. 1093, An Act to promote restocking of certain streams and the protection of game and game fish in Madison County.

H. B. 1170, An Act to amend H. B. Five Hundred and Fifty-seven, ratified March Twenty-seven, One Thousand and Nine Hundred and Thirty-one, relative to the Courts of Bertie County to correct an error in same.

H. B. 1088, An Act to amend Chapter Two Hundred Forty-six, Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relative to the conservation and protection of migratory waterfowl in Dare County.

H. B. 1095, An Act to protect foxes in Alexander County.

H. B. 1116, An Act with respect to the duties of State Farm Demonstration Agents for Halifax County.

H. B. 1064, An Act to amend Chapter One Hundred Forty-eight, Public Laws of One Thousand Nine Hundred Twenty-seven, requiring all vehicles traveling the highways to be equipped with red reflectors.

S. B. 310, An Act providing for the extension of special assessments.

H. B. 1152, An Act to amend Chapter Four Hundred and Thirty-six, Public-Local Laws of Nineteen Hundred and Twenty-three, by excepting Rutherford County therefrom, and to amend Chapter One Hundred and Ninety, Public-Local Laws of Nineteen Hundred and Twenty-seven, by excepting McDowell County therefrom.

S. B. 321, An Act to authorize Clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.

S. B. 472, An Act to amend the Consolidated Statutes of North Carolina, Volume Three, Section One Thousand and Four Hundred Forty-three, relating to the Superior Courts of Surry County.

S. B. 421, An Act to repeal and reenact Section One Thousand Two Hundred and Eighty-eight Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a Justice of the Peace.

H. B. 1174, An Act to amend Substitute for House Bill number Five Hundred Ninety-four, being entitled "An Act to provide for the collection of taxes in the City of Charlotte and the County of Mecklenburg," ratified March Third, One Thousand Nine Hundred Thirty-one.

S. B. 495, An Act to authorize the school authorities and County Auditor of Duplin County to issue certificates of indebtedness to teachers.

H. B. 676, An Act to amend Section One of Chapter Two Hundred and Sixty-four of the Public Laws of One Thousand Nine Hundred Seventeen relating to reformatories or homes for fallen women, to apply to Mecklenburg County only.

H. B. 856, An Act to amend Chapter One Hundred Sixty-four of the Public Laws of One Thousand Nine Hundred and Twenty-nine relating to the Election Laws, and to amend Sections Five Thousand Nine Hundred Thirty-two, and Six Thousand Forty-five of the Consolidated Statutes relating thereto.

H. B. 1161, An Act to validate certain bonds and notes of the Town of Laurinburg.

H. B. 1143, An Act relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county.

H. B. 1187, An Act to authorize the County Commissioners and Board of Education of Wilkes County to provide in the next budget for payment of public school teachers balance due them for this fiscal year.

H. B. 1126, An Act to authorize the County Commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding the provisions of House Bill number Eight Hundred Ninety.

H. B. 930, An Act relating to special assessments levied by the City of High Point.

On motion of Mr. Harris, the House adjourns and will meet tomorrow at 12 o'clock noon.

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### SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, April 8, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. L. Peacock of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Representative Stone, of the General Assembly of Georgia.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1198, a bill to be entitled An act to allow the Sheriff of Montgomery County to collect back taxes.

And

H. B. 1208, a bill to be entitled An act to furnish adequate police protection to the village of Hemp in Moore County.

And

S. B. 513, a bill to be entitled An act amending H. B. 301 relating to investigation of coasts, ports and waterways, ratified March 19, 1931.

With favorable reports.

And

H. B. 1205, a bill to be entitled An act to establish a Boxing Commission for the City of Gastonia.

With favorable report.

On motion of Mr. Cherry the bill passes its second and third readings and is sent to the Senate without Engrossment.

And

H. B. 1200, a bill to be entitled An act to authorize the Town of Louisburg to purchase bonds of Louisburg College in an amount not exceeding twenty-five thousand dollars.

On motion of Mr. Edwards for the Calendar Committee the bill is recommended to the Finance Committee.



By Mr. Spence, for the Committee on Finance:

H. B. 1062, a bill to be entitled An act to provide for the payment of property taxes due Pender County in installments and to authorize the Commissioners of Pender County to levy a General County-wide tax for all school purposes.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Flanagan, for the Committee on Penal Institutions:

S. B. 360, a bill to be entitled An act to authorize the payment of compensation to State convicts.

With a favorable report, as amended.

By Mr. Moss, for the Committee on Finance:

H. B. 1094, a bill to be entitled An act to amend the Drainage Act, being the Act embraced within Sections 5260 to 5382 both inclusive of the Consolidated Statutes of North Carolina as amended, relating to the time for sale of land for failure to pay drainage assessment.

With a favorable report, as amended.

By Mr. MacLean, for the Committee on Education:

H. B. 1066, a bill to be entitled An act to provide for an election to determine the will of the people in any county upon the proposition of retaining or not retaining the provision for a special tax levy in any county having an extended school term to supplement the State-wide six months school term, said provision for special tax levy to support such extended term having been provided for under the provisions of Sections 5563, 5564, 5565, 5566 of the Consolidated Statutes, Volume 3.

With an unfavorable report as to the bill, favorable as to substitute.

And

S. B. 79, a bill to be entitled An act amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

With an unfavorable report. (See H. B. 1066 for substitute.)

By Mr. Brooks, for the Committee on Courts and Judicial Districts:

H. B. 1178, a bill to be entitled An act regulating the fees of Justices of the Peace in Lenoir County.

With a favorable report.

By Mr. Cherry, for the Committee on Banks and Banking:

H. B. 1184, a bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to the licensing of banks to act as fiduciaries.

And

H. B. 1197, a bill to be entitled An act to allow the County Commissioners of Montgomery County to aid in reopening the Bank of Montgomery.

With favorable reports.

And

H. B. 1192, a bill to be entitled An act to amend Section 218(c) of Volume 111 of the Consolidated Statutes relating to the method of liquidating banks.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Harris, for the Committee on Appropriations:

H. B. 708, A bill to be entitled An act to appropriate the sum of \$125,-000.00 from the agricultural fund for the payment of salaries of farm demonstration agents in the several counties of the State.

With an unfavorable report as to bill, favorable as to substitute.

And

H. B. 1182, a bill to be entitled An act to direct the Commisisoner of Labor and Printing to have adequate inspection of all mines in North Carolina.

And

H. B. 1181, a bill to be entitled An act to authorize the Governor and the Secretary of State of North Carolina to grant to the City of Raleigh, certain vacant and unused State lands known as the State Rock Quarry Site.

With unfavorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance:

S. B. 343, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns:

S. B. 514, a bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

And

S. B. 522, a bill to be entitled An act to provide for a special rural policeman for Wilkes County.

And

S. B. 529, a bill to be entitled An act to amend Section 3, Chapter 84, of the Public-Local Laws 1925, relating to Deputy Sheriffs.

And

H. B. 1199, a bill to be entitled An act to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.

And

H. B. 1108, a bill to be entitled An act to abolish the Board of Water Commissioners of the City of Hendersonville, subject to approval by the voters of said City, and to authorize the Board of Commisisoners of said City to sell and dispose of the water works system with approval of the voters of said City.

With favorable reports.

And

S. B. 436, a bill to be entitled An act relating to the Tax Collector and Auditor of Columbus County.

With unfavorable report as to bill, favorable as to substitute.

By Mr. Long of Alamance, for the Committee on Constitutional Amendments:

Committee Substitute for S. B. 468, a bill to be entitled An act to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1:

S. B. 524, a bill to be entitled An act to validate the election held in the City of Reidsville on March 30, 1931, relative to the extension of the corporate limits of said city.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:



By Mr. Johnson of Halifax:

H. B. 1209, a bill to be entitled An act to permit the Board of Commissioners of Halifax County to abolish the office of County Treasurer.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Uzzell:

H. B. 1210, a bill to be entitled An act to prohibit the hunting and killing of pheasants and grouse in Rowan County.

Referred to the Committee on the Calendar.

By Mr. Butler:

H. B. 1211, a bill to be entitled An act to authorize the Commissioners of Sampson County to reduce the taxes of certain citizens whose crops were destroyed by the hail of July, Nineteen Hundred and Thirty.

Referred to the Committee on Finance.

By Mr. Graham:

H. B. 1212, a bill to be entitled An act to validate certain acts of H. M. McAllister, Justice of the Peace.

Referred to the Committee on Calendar.

By Mr. Hood:

H. B. 1213, a bill to be entitled An act to amend the local Government Act (S. B. 162, ratified March 3, 1931).

Referred to the Committee on Finance.

By Mr. MacLean:

H. B. 1214, a bill to be entitled An act authorizing the transfer of part of the surplus in the bond fund of Beaufort County to the General County Road Fund of Beaufort County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Messrs. Young of Durham and Brooks:

H. B. 1215, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 relating to the Durham "Public School District" enacted by the General Assembly of 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

By Mr. Doshier

H. B. 1216, a bill to be entitled An act pertaining to the collection of taxes of the Town of Carolina Beach, New Hanover County, North Carolina.

Referred to the Committee on Finance.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. R. 947, Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 194, a bill to be entitled An act to amend Section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to 55 hours a week.

Referred to the Committee on Manufacturing and Labor.

S. B. 530, a bill to be entitled An act fixing additional Terms of the Superior Courts in the Counties of Duplin and Lenoir in the Sixth Judicial District.

Referred to the Committee on Courts and Judicial Districts.

S. B. 532, a bill to be entitled An act to regulate jail fees of Town Jail, Woodville, Bertie County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 533, a bill to be entitled An act authorizing the Board of County Commissioners of Caswell County in their discretion to work prisoners under sentence on the County Farm.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 534, a bill to be entitled An act relative to the holding of elections in Caswell County.

Referred to the Committee on Election Laws.

SENATE CHAMBER,  
April 7, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Amendment to House Bill No. 238, title, "to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two bodies be adjusted, Senators Campbell and Clarkson.

Respectfully,

LEROY MARTIN,  
*Principal Clerk, Senate.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1154, a bill to be entitled An act to permit the free passage of fish in water streams.

On motion of Mr. Davis of Hyde, the bill is recommitted to the Committee on Commercial Fisheries.

H. B. 1194, a bill to be entitled An act to authorize the school authorities and County Auditor of Carteret County to issue certificates of indebtedness to teachers.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1027, a bill to be entitled An act to amend certain statutes relating to the salaries of certain officers of Burke County.

For concurrence in the Senate Amendment.



On motion of Mr. Ervin, House concurs in Senate Amendment, and the bill is ordered Enrolled.

Substitute for H. B. 1062, a bill to be entitled An act to provide for the payment of property taxes due Pender County in installments, and to authorize the Commissioners of Pender County to levy a general County-wide tax for all school purposes.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

Substitute for H. B. 943, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as "The Workmen's Compensation Act."

On motion of Mr. Hanes, the bill is recommitted to the Committee on Insurance.

H. B. 1189, a bill to be entitled An act to authorize the Town of Mebane to issue sewer bonds, and to provide for the payment thereof.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Dosher, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Moss, McDevitt, McEachern, McGougan, McRae, Norman, Parker, Puett, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, White of Robeson, Whitley, Woodall, and Young of Harnett—77.

Those voting in the negative are: None.

H. B. 1109, a bill to be entitled An act to amend Section 23 of Article 4 of the Constitution of North Carolina, relating to Solicitors.

Passes its second reading by the following vote and remains on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Daxis of Edgecombe, Davis of Hyde, Dosher, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulgum, Gatling, Gattis, Gay, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Morpew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reading, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, and Young of Harnett—93.

Those voting in the negative are Messrs. Binford and Davis of Warren—2.

The question now recurs upon passage of the bill on its third reading. The bill passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes, of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1168, An act to provide for the appointment of Trustees of Beaufort Graded School.

H. B. 1129, An act to amend Chapter Two Hundred and Fifty-eight, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven, relating to extra compensation of the County Commissioners of Mitchell County.

H. B. 633, An act to authorize the Town of Sanford to improve its streets and assess the cost thereof on abutting property.

H. B. 908, An act to amend Section One Thousand Four Hundred Sixty-four of the Consolidated Statutes, a local modification as to the number of Justices of the Peace in Gaston County.

S. B. 475, An act to amend Section One, of Chapter Sixty-three, of the Public Laws of North Carolina, Extra Session of One Thousand Nine Hundred and Twenty-one, relating to the investment of trust funds.

H. B. 883, An act to validate certain refunding bonds of Greene County.

S. B. 289, An act to amend Chapter Two Hundred and Twenty of the Public Laws of One Thousand Nine Hundred and Twenty-three, Section Two Thousand Seven Hundred and Ninety-two of the Consolidated Statutes and Acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

H. B. 1083, An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the County of Robeson.

H. B. 1203, An act to amend House Bill One Thousand Thirty-two of the General Assembly of the State of North Carolina for the year One Thousand Nine Hundred Thirty-one, being An act entitled "A bill to be entitled An act to amend Section One Thousand Four Hundred Forty-three, Volume Three, of the Consolidated Statutes, relating to the Courts of Gaston County," as ratified April second, One Thousand Nine Hundred Thirty-one.



H. B. 1204, An act to amend House Bill Five Hundred and Ninety-nine, Senate Bill Four Hundred and Forty-six, which were Bills amending the Charter of the Town of Roanoke Rapids, so as to provide for elections relating to extension of corporate limits and municipal officers.

H. B. 25, An act to repeal Chapter Two Hundred Twenty-one of the Public Laws of North Carolina, Session of One Thousand Nine Hundred Twenty-seven, and Acts amendatory thereto.

On motion of Mr. Halstead H. B. 897, A bill to be entitled An act to authorize the further postponement of revaluation of property in Camden and Currituck Counties in the discretion of the Board of County Commissioners, is taken from the unfavorable Calendar and recommitted to the Calendar Committee.

On motion of Mr. Etheridge S. B. 513, A bill to be entitled An act amending H. B. 301, relating to investigation of coasts, ports, and waterways, ratified March 19th, 1931, is taken from the Committee on Propositions and Grievances, and recommitted to the Calendar Committee.

On motion of Mr. Turner of Guilford, H. B. 1046, A bill to be entitled An act to specify the hours during which the several Justices of the Peace shall try criminal cases, and to prohibit them from trying criminal cases after six o'clock P. M., is taken from the Committee on Justice of the Peace and recommitted to the Calendar Committee.

On motion of Mr. Woodard the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## EIGHTIETH DAY

HOUSE OF REPRESENTATIVES,

Thursday, April, 9, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. P. H. Fields of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Gill, H. R. 981, A Joint Resolution authorizing the appointment of a Joint Legislative Committee to study the Laws of North Carolina concerning property and inheritance rights of husband and wife, is taken from the unfavorable Calendar and placed on the Calendar.

On motion of Mr. Hipps, H. B. 1165, A bill to be entitled An act, regulating the fees of the public officers of Haywood County, is recalled from the Enrolling Office for further consideration by the House.

On motion of Mr. Cherry, H. B. 1195, A bill to be entitled An act to amend Sub-Section 7 of Section 218 (c), Consolidated Statutes of North Carolina, Volume 111, being Sub-Section 7 of Section 1, Chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds, of trust and papers executed to secure the payment of money, is ordered recalled from the Senate for further consideration by the House.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1212, A bill to be entitled An act to validate certain acts of H. M. McAllister, Justice of the Peace.

And

H. B. 1210, A bill to be entitled An act to prohibit the hunting and killing of pheasants and grouse in Rowan County.

With favorable reports.

And

H. B. 1046, A bill to be entitled An act to specify the hours during which the several Justices of the Peace shall try criminal cases, and to prohibit them from trying criminal cases after six o'clock P. M.

With a favorable report, as amended.

By Mr. Harris, for the Committee on Appropriations.

H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus, and agencies of the State Government.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Gill, for the Committee on Senatorial Districts.

H. B. 1107, A bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the reapportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

With a favorable report.

And

H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Connor, for the Committee on Roads.

H. B. 1185, A bill to be entitled An act to authorize and direct the State Highway Commission to improve with hard surface or some dependable material State Highway No. 91, from Swan Quarter to Englehard, Hyde County.

And

S. B. 424, A bill to be entitled An act officially naming the new State Highway across Neuse River about one-half mile below the City of Kinston, the LaRoque Bridge.

And

S. B. 527, A bill to be entitled An act to authorize the Town of Elkin to abandon a certain street to facilitate the building of a new State Highway bridge.

With favorable reports.

And

H. B. 1207, A bill to be entitled An act to require the State Highway Commission to take over and maintain certain roads in Pitt County.

With an unfavorable report.



By Mr. White of Robeson, for the Committee on Agriculture.

S. B. 528, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Harnett County.

With a favorable report.

By Mr. MacLean, for the Committee on Education.

H. B. 576, A bill to be entitled An act to enlarge Fines Creek Special Tax School District of Haywood County.

And

S. B. 367, A bill to be entitled An act to amend the law in connection with Andrews School District, Cherokee County.

And

S. B. 372, A bill to be entitled An act to validate the Cameron Special Taxing District School election.

And

H. B. 1144, A bill to be entitled An act to amend House Bill 604, Session of the General Assembly of 1931, relating to the Benson School District.

And

H. B. 1201, A bill to be entitled An act to require the Board of Education of Currituck County to hold its meetings in the Court House and to maintain an office for the Superintendent of Public Instruction therein.

With favorable reports.

And

H. B. 667, A bill to be entitled An act to provide for the printing of School books and the furnishing of the same in certain cases.

And

H. B. 766, A bill to be entitled An act to provide free text books for the school children of the State and to that end to appoint a Commission, whose duty it shall be to print and distribute such books.

And

H. R. 1104, A Joint Resolution requesting His Excellency, O. Max Gardner, to appear before Joint Session of the House of Representatives and Senate of the Legislature of North Carolina with reference to pending legislation.

And

H. B. 73, A bill to be entitled An act to reduce the number of members of the Board of Education of Columbus County and provide for their term of office.

And

H. B. 161, A bill to be entitled An act to provide for a uniform system of public schools with equal educational opportunities to all the school children of the State, and to equalize the taxes levied in support of the public schools.

And

H. B. 162, A bill to be entitled An act to fix the terms of the members of the Board of Education of Yancy County for two years.

With unfavorable reports.

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 530, A bill to be entitled An act fixing additional Terms of the Superior Courts in the Counties of Duplin and Lenoir in the Sixth Judicial District.

With a favorable report.

And

S. B. 526, A bill to be entitled An act to amend Chapter 243 Public-Local Laws of 1911 relating to the procedure and jurisdiction of the Recorder's Court of Cleveland County.

With a favorable report, as amended.

By Mr. Hood, for the Committee on Finance.

House Committee Substitute for S. B. 422, A bill to be entitled An act to amend Local Government Act, (S. B. 162, ratified March 3, 1931).

With an unfavorable report as to the bill, favorable as to substitute.

By Mr. Pitts, for the Committee on Expenditures of the House.

S. R. 509, A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.

With a favorable report.

On motion of Mr. Pitts the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

By Mr. Ewbank, for the Committee on Finance.

H. B. 1196, A bill to be entitled An act to validate certain obligations of Henderson County.

With a favorable report, as amended.

By Mr. Ervin, for the Committee on Salaries and Fees.

H. B. 1190, A bill to be entitled An act to amend Chapter 113, Section 2, Public Laws of 1921, relating to the fees of Justices of the Peace.

And

H. B. 1188, A bill to be entitled An act to amend Chapter 415 Public-Local Laws of 1927 relating to the salaries of certain officers in Martin County.

With favorable reports.

By Mr. Newman, for the Committee on Finance.

H. B. 1216, A bill to be entitled An act pertaining to the collection of taxes of the Town of Carolina Beach, New Hanover County, North Carolina.

With a favorable report, as amended.

By Mr. Moye, for the Committee on Health.

H. B. 1020, A bill to be entitled An act to amend Chapter 264 Private Laws, 1923, relating to the creation of a Board of Health for the County and City of Durham.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 1209, A bill to be entitled An act to permit the Board of Commissioners of Halifax County to abolish the office of County Treasurer.

With a favorable report.

By Mr. Spence, for the Committee on Finance.

H. B. 1213, A bill to be entitled An act to amend the Local Government Act, (S. B. 162, ratified March 3, 1931).

And

S. B. 525, A bill to be entitled An act to validate the acts of the Board of County Commissioners of Polk County, in relation to the tax list of 1930.

With favorable reports.



And

S. B. 498, A bill to be entitled An act to amend the Local Government Act, the same being Senate Bill number one hundred sixty-two, of the Session of One Thousand Nine Hundred Thirty-one.

With a favorable report, as amended.

On motion of Mr. Pitts the bill is placed on its immediate passage.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

And

S. B. 518, A bill to be entitled An act to provide for a Purchasing Agent for the County of Wake, and to provide for the relief of D. H. Pope.

On motion of Mr. Spence for the Finance Committee, the bill is recommended to the Calendar Committee.

And

H. B. 1211, A bill to be entitled An act to authorize the Commissioners of Sampson County to reduce the taxes of certain citizens whose crops were destroyed by the hail of July, Nineteen Hundred and Thirty.

With an unfavorable report.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

Committee Substitute for H. B. 943, A bill to be entitled An act to amend Chapter 120 Public Laws of 1929, the same being known as Workmen's Compensation Act.

With a favorable report, and a recommendation that the House concurs in the Senate amendments.

On motion of Mr. Hanes of Forsyth, the House concurs in the Senate amendments and the bill is ordered Enrolled.

#### CONFERENCE REPORT

##### TO THE SENATE AND THE HOUSE OF REPRESENTATIVES:

We, the undersigned Conferees appointed by the Senate and the House of Representatives to consider the differences arising over H. B. 1039, respectfully submit the following report, and recommend:

That the House concur in the Senate amendments with reference to Montgomery County, Pasquotank County, Surry County, Wake County, Brunswick County, Cumberland County, and Martin County.

We further recommend that the Senate recede from the amendments with reference to Pitt County and that as to Robeson County the further names of J. F. Johnson and Grady Marley be added to hold office for two years, salary as of the five to be prorated among the entire members.

Respectfully submitted,

W. W. NEAL,  
A. A. F. SEAWELL,  
JOHN A. MCRAE,

*Conferees on the part of the House.*

J. H. FOLGER,  
W. R. LOVILL,

*Conferees on the part of the Senate.*

The Conferees report is adopted and the Senate is so notified.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Jolly: H. B. 1217, A bill to be entitled An act to amend Article 11 of the Constitution relating to appointment of members of the General Assembly to civil officers during their terms of office.

Referred to the Committee on Constitutional Amendments.

By Mr. Long of Alamance: H. B. 1218, A bill to be entitled An act to place the name of Mrs. W. H. Bason, of Alamance County, on the Pension List.

Referred to the Committee on Pensions.

By Mr. Butler: H. R. 1219, Resolution of respect upon the death of Honorable Nicholas Longworth.

Passes its first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1220, A bill to be entitled An act to amend Chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

Referred to the Committee on Calendar.

By Mr. Turner of Guilford, by request: H. B. 1221, A bill to be entitled An act to amend Chapter 58, Public Laws of 1925 entitled "An act to define and regulate group life insurance."

Referred to the Committee on Insurance.

By Mr. Gill: H. B. 1222, A bill to be entitled An act to validate certain bonds of the Town of Laurinburg.

On motion of Mr. Gill the bill is placed on the Calendar.

By Messrs. Davis of Warren, Braddy, Gatling, Ruffin, McGougan, Moye, White of Robeson, and Woodall: H. B. 1223, A bill to be entitled An act to combine the Department of Conservation and Development with the Department of Agriculture.

Referred to the Committee on Reorganization of State Government.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 536, A bill to be entitled An act to correct a clerical error in the Enrollment of Senate Bill 247, as amended.

Referred to the Committee on Calendar.

Substitute for S. B. 447, A bill to be entitled An act to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

Referred to the Committee on Judiciary No. 1.

S. B. 492, A bill to be entitled An act to provide for a record of and check on the license forms, tags, and certificates used or issued by State departments and agencies.

Referred to the Committee on Public Roads.



SENATE CHAMBER,

April 8, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has discharged its Conferees appointed to consider the differences arising between the two Bodies due to the Senate's failure to concur in the House amendments to S. B. 232, to create a division of purchase and contract, and with the further information that the Senate has now concurred in the House amendments and the bill has been ordered Enrolled for ratification.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

Upon receipt of the above information on motion of Mr. Hood the House Conferees are discharged.

SENATE CHAMBER,

April 9, 1931.

Mr. Speaker:

In response to your request, we are returning herewith H. B. 1195, relating to conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

Having been recalled from the Senate the bill is placed on the Calendar for further consideration by the House.

S. R. 535, A Joint Resolution allowing the Junior League of the City of Raleigh to conduct a refreshment stand in the Capitol during the Sessions of the General Assembly.

On motion of Mr. Lumpkin the rules are suspended, and the resolution is placed on its immediate passage.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

SENATE CHAMBER,

April 9, 1931.

Mr. Speaker

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House amendment to Senate Bill No. 110, title, "to amend the Code of civil procedure as to the joinder of parties," and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Hicks and Campbell.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

Upon receipt of the above information the Speaker appoints as Conferees on the part of the House, Messrs. Moss, Gill, and Long of Alamance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 1066, A bill to be entitled An act amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1108, A bill to be entitled An act to abolish the Board of Water Commissioners of the City of Hendersonville, subject to approval by the voters of said City, and to authorize the Board of Commissioners of said City to sell and dispose of the water works system with approval of the voters of said City.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1178, A bill to be entitled An act regulating the fees of Justices of the Peace in Lenoir County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1197, A bill to be entitled An act to allow the County Commissioners of Montgomery County to aid in reopening the Bank of Montgomery.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1198, A bill to be entitled An act to allow the Sheriff of Montgomery County to collect back taxes.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1199, A bill to be entitled An act to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1208, A bill to be entitled An act to furnish adequate police protection to the Village of Hemp in Moore County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

House Substitute for S. B. 436, A bill to be entitled An act relating to Tax Collector and Auditor of Columbus County.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Substitute.

S. B. 514, A bill to be entitled An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 522, A bill to be entitled An act to provide for a special rural policeman for Wilkes County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 524, A bill to be entitled An act to validate the election held in the City of Reidsville on March 30, 1931, relative to the extension of the corporate limits of said City.



Passes its second and third readings, and is ordered Enrolled.

S. B. 513, A bill to be entitled An act amending House Bill No. 301, relating to investigation of coasts, ports and waterways ratified March 19, 1931.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1184, A bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to the licensing of banks to act as fiduciaries.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1094, A bill to be entitled An act to amend the drainage act, being the act embraced within Sections 5260 to 5382 both inclusive of the Consolidated Statutes of North Carolina as amended; relating to the time for sale of land for failure to pay drainage assessment.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 360, A bill to be entitled An act to authorize the payment of compensation to State convicts.

On motion of Mr. Holmes, the bill is laid on the Table.

S. B. 529, A bill to be entitled An act to amend Section 3, Chapter 84, of the Public-Local Laws 1925, relating to deputy sheriffs.

Passes its second and third readings, and is ordered Enrolled.

H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

For concurrence in the Senate Amendment.

On motion of Mr. Connor the House fails to concur in the Senate Amendment, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Crudup, Edwards, and Mrs. Mebane, and the Senate is so notified.

H. B. 1141, A bill to be entitled An act regulating the salary of the Sheriff, Register of Deeds, and Clerk of the Superior Court of Forsyth County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for S. B. 468, A bill to be entitled An act to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.

Passes its second reading by the following vote, and remains on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, LeGrand, Long of Alamance, Lumpkin, Lyon, MacLean, Morphey, Moss, Moye, McEachern, McGougan, Neal, Norman, Parker, Puett, Readling, Reed, Ruf-

fin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Willis, White of Robeson, Whitley, Woodall, Woodard, and Young of Durham—83.

Those voting in the negative are: Messrs. McRae, Newman, and Turner of Iredell—3.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Bender, Black, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gay, Graham, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, LeGrand, Long of Alamance, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Upchurch, Uzzell, Waynick, Willis, Whitley, Woodall, Woodard, and Young of Durham—80.

Those voting in the negative are: Messrs. Garibaldi, McRae, Newman, Turner of Iredell, and White of Robeson—5.

House Substitute for S. B. 422, A bill to be entitled An act to amend Local Government Act (S. B. 162, ratified, March 3, 1931).

Substitute adopted, and remains on the Calendar.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1164, An act to amend the Charter of the City of Saluda, Polk County, so as to extend the boundaries thereof.

H. B. 1027, An act to amend certain Statutes relating to the salaries of certain officers of Burke County.

H. B. 974, An act to amend Chapter Two Hundred and Thirty-eight, Public Laws of One Thousand Nine Hundred and Twenty-nine, relating to the appointment of Trustees for the Cherokee Indian Normal School at Pembroke.

H. B. 957, An act to amend Chapter Sixty-one, Public Laws One Thousand Nine Hundred Twenty-one, and to amend Section Five Thousand Eight Hundred Fifty-three of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

H. B. 453, An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County and Gates County.

On motion of Mr. Harris, Substitute for H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus, and agencies of the State Government is made a Special Order for tonight, April 9, 1931, at eight o'clock.

On motion of Mr. Harris, the House takes a recess until 8 o'clock tonight.



## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Thursday night, April 9, 1931.

Pursuant to its recess, the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 532, A bill to be entitled An act to regulate jail fees of Town Jail, Woodville, Bertie County.

And

S. B. 533, A bill to be entitled An act authorizing the Board of County Commissioners of Caswell County in their discretion to work prisoners under sentence on the County Farm.

With favorable reports.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Lyon: H. B. 1224, A bill to be entitled An act to amend Chapter 131, Public-Local Laws 1925, relating to the commissions allowed the Sheriff for collecting taxes in Yancey County.

Referred to the Committee on the Calendar.

By Mr. Waynick, and Turner of Guilford: H. B. 1225, A bill to be entitled An act to amend the Act entitled "An act to amend Chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the City Charter of the City of High Point", ratified the twenty-first day of March, 1931.

On motion of Mr. Waynick, the bill is placed on the Calendar.

By Mr. Cox of Jackson: H. B. 1226, A bill to be entitled An act repealing the annexation of the Shoal Creek Graded School District in Jackson County with the Whittier Graded School District.

Referred to the Committee on the Calendar.

By Mr. Day: H. B. 1227, A bill to be entitled An act to permit the trial of jail cases at the July Term of Onslow Superior Court.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Waynick: H. R. 1228, A Joint Resolution calling a meeting of the Senate and House of Representatives to elect Trustees of the University of North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 1165, A bill to be entitled An act regulating the fees of the public officers of Haywood County.

Having been recalled from the Senate, and on motion of Mr. Hipps the vote by which the bill passed its third reading is reconsidered.

Mr. Hipps offers a Substitute for the bill.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

## SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, Substitute for H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State Government and providing for the reduction of salaries of all offices, employees and agents of the State.

The question now recurs upon the adoption of the Substitute.

On motion of Mr. Harris, the Substitute is adopted.

A Substitute to the Committee Substitute, is offered by Messrs. Harris, Holmes, McEachern, Hipps, Norman, Whitley, Graham, Edwards, Haynes of Surry, Johnson of Pender, Black, Brinson, Garibaldi, and Davis of Edgecombe.

The question now recurs upon the adoption of the Substitute to the Committee Substitute.

The Substitute to the Committee Substitute is adopted.

An amendment is offered by Mr. MacLean.

An amendment is offered by Mr. Cherry.

The question now recurs upon the adoption of the amendment offered by Mr. Cherry.

Mr. Cherry withdraws his amendment.

Mr. MacLean now calls for the previous question on his amendment.

The call is sustained, and upon the adoption of the amendment, Mr. Ervin calls for the "ayes" and "noes".

The call is sustained, and the amendment is adopted by the following votes:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Gill, Graham, Gwaltney, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, Moye, McDevitt, McEachern, McGougan, Norman, Parker, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Upchurch, Waynick, Willis, White of Robeson, Whitley, Woodard, and Young of Harnett—74.

Those voting in the negative are: Messrs. Black, Brooks, Cherry, Doshier, Edwards, Ervin, Garibaldi, Groves, Gwyn, Long of Alamance, Morphey,



McRae, Neal, Pitts, Puett, Readling, Turner of Iredell, Turner of Guilford, Uzzell, and Young of Durham—20.

The following pairs are announced:

Mr. Burgin with Mr. Hamilton. Were Mr. Hamilton present he would vote "aye". Mr. Burgin would vote "no".

Mr. Greer with Mr. Woodall. Were Mr. Woodall present he would vote "aye". Mr. Greer would vote "no".

Mr. Leake with Mr. Newman. Were Mr. Newman present he would vote "no". Mr. Leake would vote "aye".

On motion of Mr. Brooks, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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### EIGHTY-FIRST DAY

HOUSE OF REPRESENTATIVES,

Friday, April 10, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. C. J. Hollandsworth of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of Yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. I. C. Moser of Randolph County, former member of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1226, A bill to be entitled An act repealing the annexation of the Shoal Creek Graded School District in Jackson County with the Whittier Graded School District.

And

H. B. 1220, A bill to be entitled An act to amend Chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

And

H. B. 1224, A bill to be entitled An act to amend Chapter 131, Public-Local Laws 1925, relating to the commissions allowed the Sheriff for collecting taxes in Yancey County.

And

S. B. 536, A bill to be entitled An act to correct a clerical error in the Enrollment of Senate Bill 247, as amended.

With favorable reports.

### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate,

H. B. 1094, A bill to be entitled An act to amend the Drainage Act, being the Act embraced within Sections 5260 to 5382, both inclusive, of the Consolidated Statutes of North Carolina as amended, relating to the time for sale of land for failure to pay drainage assessment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 494, A bill to be entitled An act to amend Section 4616 of the Consolidated Statutes relative to the service of legal process upon insurance Commissioner.

Referred to the Committee on Judiciary No. 1.

S. B. 507, A bill to be entitled An act to require the Clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law.

Referred to the Committee on Judiciary No. 1.

Substitute for S. B. 521, A bill to be entitled An act to authorize the Board of Agriculture to make rules and regulations with respect to activities of the Division of Markets in the Department of Agriculture, and to impose necessary fees for the expenses in connection with such service.

Referred to the Committee on Agriculture.

Senate Substitute for H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

Placed on the Calendar for concurrence in the Senate Substitute.

Senate Substitute for H. B. 807, A bill to be entitled An act to amend Section 33, Chapter 51, Public Laws of 1927, and to protect quail in Miller's Township, Alexander County.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Laws.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1030, A bill to be entitled An act to permit the removal of land from the operation and provisions of Chapter 47 of the Consolidated Statutes, as amended, known as the "Torrens Law".

Placed on the Calendar for concurrence in the Senate amendment.

SENATE CHAMBER,  
April 10, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has discharged its conferees, appointed to confer with the conferees appointed by the House over the differences arising upon H. B. 238, (to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State), after having received notice that such conferees were unable to agree. The President has now appointed Senators Whedbee and Horton as conferees on the Part of the Senate to the end that the conferees may be continued until agreement may be reached.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*



SENATE CHAMBER,  
April 10, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Conferee's report to H. B. 1039, title, "members Board of Education of North Carolina, to the end that you may order the bill Enrolled.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

Upon receipt of the above message the bill is ordered Enrolled.

SENATE CHAMBER,  
April 10, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body that pursuant to a Joint Resolution passed to that effect the Senate at the hour of 12 o'clock noon will be ready to meet in Joint Session with your Honorable Body.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 10, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to H. B. 287, title, "to amend Section 5033 of the Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws 1927", relating to employment of children under sixteen years of age, and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that differences existing between the two Bodies may be adjusted, Senators Gravely and Johnson of Moore.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 1192, A bill to be entitled An act to amend Sub-section Sixteen, Section One, Chapter One Hundred Thirteen, Public Laws of Nineteen Hundred Twenty-seven.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1195, A bill to be entitled An act to amend Sub-section 7 of Section 218 (c), Consolidated Statutes of North Carolina, Volume 111, being Sub-section 7 of Section 1, Chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

Having been recalled from the Senate, on motion of Mr. Cherry the vote by which the bill passed its third reading is reconsidered.

Mr. Cherry offers an amendment which is adopted.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

H. B. 1046, A bill to be entitled An act to specify the hours during which the several Justices of the Peace shall try criminal cases, and to prohibit them from trying criminal cases after six o'clock P. M.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1190, A bill to be entitled An act to amend Chapter 113, Section 2, Public Laws of 1921, relating to the fees of Justices of the Peace.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1185, A bill to be entitled An act to authorize and direct the State Highway Commission to improve with hard surface or some dependable material State Highway No. 91, from Swan Quarter to Englehard, Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 981, A Joint Resolution authorizing the appointment of A Joint Legislative Committee to study the Laws of North Carolina concerning property and inheritance rights of husband and wife.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 527, A bill to be entitled An act to authorize the Town of Elkin to abandon a certain street to facilitate the building of a new State Highway bridge.

Passes its second and third readings, and is ordered Enrolled for ratification.

S. B. 526, A bill to be entitled An act to amend Chapter 243, Public-Local Laws of 1911 relating to the procedure and jurisdiction of the Recorder's Court of Cleveland County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 530, A bill to be entitled An act fixing additional Terms of the Superior Courts in the Counties of Duplin and Lenoir in the Sixth Judicial District.

Passes its second and third readings, and is ordered Enrolled for ratification.

S. B. 532, A bill to be entitled An act to regulate jail fees of town jail, Woodville, Bertie County.

Passes its second and third readings, and is ordered Enrolled for ratification.



S. B. 533, A bill to be entitled An act authorizing the Board of County Commissioners of Caswell County in their discretion to work prisoners under sentence on the County Farm.

Passes its second and third readings, and is ordered Enrolled for ratification.

S. B. 367, A bill to be entitled An act to amend the Law in connection with Andrews School District, Cherokee County.

Passes its second and third readings, and is ordered Enrolled for ratification.

Substitute for S. B. 424, A bill to be entitled An act officially naming the new State Highway across Neuse River about one-half mile below the City of Kinston, the LaRoque Bridge.

Passes its second and third readings, and is ordered Enrolled for ratification.

S. B. 525, A bill to be entitled An act to validate the acts of the Board of County Commissioners of Polk County in relation to the tax list of 1930.

Passes its second and third readings, and is ordered Enrolled for ratification.

H. B. 1210, A bill to be entitled An act to prohibit the hunting and killing of pheasants and grouse in Rowan County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1212, A bill to be entitled An act to validate certain acts of H. M. McAllister, Justice of the Peace.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1216, A bill to be entitled An act pertaining to the collection of taxes of the Town of Carolina Beach, New Hanover County, North Carolina.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1188, A bill to be entitled An act to amend Chapter 415 Public-Local Laws of 1927 relating to the salaries of certain officers in Martin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1201, A bill to be entitled An act to require the Board of Education of Currituck County to hold its meetings in the Court House, and to maintain an office for the Superintendent of Public Instruction therein.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1209, A bill to be entitled An act to permit the Board of Commissioners of Halifax County to abolish the office of County Treasurer.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 708, A bill to be entitled An act to apply the sum of \$62,500.00 from the Agriculture Fund to apply on the salaries of the Farm Demonstration Agents in the several counties of the State.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1196, A bill to be entitled An act to validate certain obligations of Henderson County.

As amended, passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

H. B. 1222, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

House Substitute for S. B. 422, A bill to be entitled An act to amend Local Government Act, (S. B. 162 ratified March 3, 1931).

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

H. B. 1225, A bill to be entitled An act to amend the act entitled, "An act to amend Chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the City Charter of the City of High Point," ratified the twenty-first day of March, 1931.

Passes its second reading by the following vote, and takes its place on the Calendar:



Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

H. B. 1213, A bill to be entitled An act to amend the Local Government Act, (S. B. 162, ratified March 3, 1931).

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

S. B. 372, A bill to be entitled An act to validate the Cameron Special Taxing District school election.

Passes its second reading by the following vote, and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brooks, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jones, Long of Alamance, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Readling, Reed, Seawell, Smith, Spence, Sutton, Thomas, Turner of Guilford, Waynick, Whitley, Woodard, and Young of Durham—69.

Those voting in the negative are: None.

On motion of Mr. Harris, the House takes a recess until 12 o'clock noon; at which time the House and Senate will meet in a Joint Session, for the purpose of electing Trustees of the University, and North Carolina State College of Agricultural and Engineering.

#### JOINT SESSION

Pursuant to an exchange of messages between the House and Senate, the Sergeant-at-arms announces the approach of the Senate, and that

Body, preceded by its officers, come into the Hall of the House and are assigned seats. The President of the Senate at the right of Mr. Speaker Smith.

The President of the Senate calls the Joint Assembly of the House and Senate to order, and states its object is to elect Trustees of the University, and State College of Agriculture and Engineering.

The Clerk of the Senate calls the roll of Senators, and 47 Senators answer the call.

The Clerk of the House calls the roll of the House, and 85 members answer the call.

A quorum of each House being declared present, the Joint Session proceeds to its business.

Senator Whedbee, in behalf of the Joint Committee, makes the following report, and nominations in writing.

Report of The Committee on Turstees of The University to the General Assembly of North Carolina, Session 1931.

We, your Joint Committee, on the part of the Senate and House of Representatives, on the Trustees of the University, beg leave to report the following nominations:

#### MEMBERS OF BOARD OF TRUSTEES OF THE UNIVERSITY TO FILL VACANCIES TO SERVE UNTIL JULY 1, 1932.

|  |              |
|--|--------------|
| Thomas Contee Bowie.....                 | Ashe         |
| William Edmond Breese.....               | Transylvania |
| James Lester DeLaney.....                | Mecklenburg  |
| John Christopher Blucher Ehringhaus..... | Pasquotank   |
| Adolphus Hill Eller.....                 | Forsyth      |
| William Nash Everett, Jr.....            | Richmond     |
| Richard Tillman Fountain.....            | Edgecombe    |
| George Kenneth Grantham.....             | Harnett      |
| W. T. Hannah.....                        | Haywood      |
| John Addison Hendricks.....              | Madison      |
| William Lanie Hill.....                  | Duplin       |
| Henry Mauger London.....                 | Wake         |
| Kay Dixon.....                           | Gaston       |
| James Smith Manning.....                 | Wake         |
| Cameron Morrison.....                    | Mecklenburg  |
| Edward Saunders Parker, Jr.....          | Guilford     |
| John Johnston Parker.....                | Mecklenburg  |
| W. L. Mann.....                          | Stanly       |
| Dr. Thomas Stringfield.....              | Haywood      |
| Frederick Isler Sutton.....              | Lenoir       |
| Walter Frank Taylor.....                 | Wayne        |
| Thomas Davis Warren.....                 | Craven       |
| John J. Jenkins.....                     | Chatham      |
| John Kenyon Wilson.....                  | Pasquotank   |
| William Coleman Woodard.....             | Nash         |
| T. A. McNeill.....                       | Robeson      |
| Dr. H. D. Stewart.....                   | Union        |
| Josiah W. Bailey.....                    | Wake         |
| James S. Ficklen.....                    | Pitt         |



MEMBERS OF THE BOARD OF TRUSTEES OF THE UNIVERSITY  
OF NORTH CAROLINA FOR THE TERM BEGINNING JULY  
1, 1932, AND EXPIRING APRIL 1, 1933.

|                                 |             |
|---------------------------------|-------------|
| Sidney B. Alexander.....        | Mecklenburg |
| Pascal S. Boyd.....             | Iredell     |
| Josephus Daniels.....           | Wake        |
| Arthur M. Dixon.....            | Gaston      |
| Richard Tillman Fountain.....   | Edgecombe   |
| C. W. Gold.....                 | Guilford    |
| Mrs. Annie Shepherd Graham..... | Chowan      |
| James Alexander Gray.....       | Forsyth     |
| George Chancellor Green.....    | Halifax     |
| Junius D. Grimes.....           | Beaufort    |
| A. A. Hicks.....                | Granville   |
| Robert Eugene Little.....       | Anson       |
| Mrs. Lillie C. Mebane.....      | Rockingham  |
| Angus Wilton McLean.....        | Robeson     |
| Cameron Morrison.....           | Mecklenburg |
| Harris Newman.....              | New Hanover |
| D. Reeves Noland.....           | Haywood     |
| Clarence Poe.....               | Wake        |
| Mrs. May Tomlinson.....         | Guilford    |
| Miss Easdale Shaw.....          | Richmond    |
| B. F. Shelton.....              | Edgecombe   |
| George Stephens.....            | Buncombe    |
| Irvin B. Tucker.....            | Columbus    |
| J. Kenyon Wilson.....           | Pasquotank  |
| Graham Woodard.....             | Wilson      |

MEMBERS OF THE BOARD OF TRUSTEES OF THE UNIVERSITY  
OF NORTH CAROLINA FOR THE TERM BEGINNING  
JULY 1, 1932, AND EXPIRING APRIL 1, 1935.

|                               |            |
|-------------------------------|------------|
| Alexander B. Andrews.....     | Wake       |
| Dudley Bagley.....            | Currituck  |
| Kemp D. Battle.....           | Nash       |
| J. A. Bridger.....            | Bladen     |
| Mrs. Minnie McIver Brown..... | Columbus   |
| C. F. Cates.....              | Alamance   |
| Thurmond Chatham.....         | Forsyth    |
| W. G. Clark.....              | Edgecombe  |
| R. M. Cox.....                | Forsyth    |
| Claudius Dockery.....         | Montgomery |
| Sam J. Ervin, Jr.....         | Burke      |
| Mrs. E. L. McKee.....         | Jackson    |
| R. A. Doughton.....           | Alleghany  |
| C. A. Jonas.....              | Lincoln    |
| A. D. Folger.....             | Surry      |
| Kemp Plummer Lewis.....       | Durham     |
| Stahle Linn.....              | Rowan      |
| L. J. Lawrence.....           | Hertford   |

|                                |             |
|--------------------------------|-------------|
| J. E. Millis.....              | Guilford    |
| E. S. Parker, Jr.....          | Guilford    |
| J. J. Parker.....              | Mecklenburg |
| R. Grady Rankin.....           | Gaston      |
| C. G. Rose.....                | Cumberland  |
| Mrs. Lula M. McIver Scott..... | Guilford    |
| Fred I. Sutton.....            | Lenoir      |

MEMBERS OF THE BOARD OF TRUSTEES OF THE UNIVERSITY  
OF NORTH CAROLINA FOR THE TERM BEGINNING  
JULY 1, 1932, AND EXPIRING APRIL 1, 1937.

|                                |             |
|--------------------------------|-------------|
| Marvin Key Blount.....         | Pitt        |
| J. L. Becton.....              | New Hanover |
| F. H. Coffey.....              | Caldwell    |
| Mrs. Laura Weil Cone.....      | Guilford    |
| H. G. Conner.....              | Wilson      |
| R. R. Eagle.....               | Craven      |
| J. C. B. Ehringhaus.....       | Pasquotank  |
| John Sprunt Hill.....          | Durham      |
| J. M. Horner.....              | Buncombe    |
| Mrs. Daisy Hanes Lassiter..... | Mecklenburg |
| Henry M. London.....           | Wake        |
| R. N. Page.....                | Moore       |
| Charles E. Maddry.....         | Wake        |
| J. Thomas Mangum.....          | Guilford    |
| A. G. Myers.....               | Gaston      |
| J. G. Murphy.....              | New Hanover |
| J. L. Nelson.....              | Caldwell    |
| Mrs. E. C. Gregory.....        | Rowan       |
| C. A. Penn.....                | Rockingham  |
| A. A. Shuford.....             | Catawba     |
| C. W. Tillett, Jr.....         | Mecklenburg |
| Francis D. Winston.....        | Bertie      |
| Leslie Weil.....               | Wayne       |
| T. C. Bowie.....               | Ashe        |
| George R. Ward.....            | Duplin      |

MEMBERS OF THE BOARD OF TRUSTEES OF THE UNIVERSITY  
OF NORTH CAROLINA FOR THE TERM BEGINNING  
JULY 1, 1932, AND EXPIRING APRIL 1, 1939.

|                         |             |
|-------------------------|-------------|
| A. J. Conner.....       | Northampton |
| Burton Craige.....      | Forsyth     |
| John G. Dawson.....     | Lenoir      |
| Frank Dunlap.....       | Anson       |
| Harry P. Grier, Jr..... | Iredell     |
| A. H. Graham.....       | Orange      |
| Stewart W. Cramer.....  | Mecklenburg |
| W. C. Woodard.....      | Nash        |
| Luther T. Hartsell..... | Cabarrus    |
| J. M. Gamewell.....     | Davidson    |



|                              |             |
|------------------------------|-------------|
| John W. Hinsdale.....        | Wake        |
| G. L. Lyerly.....            | Catawba     |
| Isaac M. Meekins.....        | Pasquotank  |
| Walter Murphy.....           | Rowan       |
| J. D. Murphy.....            | Buncombe    |
| Mrs. Kate B. Reynolds.....   | Forsyth     |
| Lawrence Sprunt.....         | New Hanover |
| Clinton W. Toms, Sr.....     | Durham      |
| W. T. Shore.....             | Mecklenburg |
| Mrs. Jessie Keenan Wise..... | New Hanover |
| Henry M. Robins.....         | Randolph    |
| Haywood Parker.....          | Buncombe    |
| William D. Merritt.....      | Person      |
| W. H. Woolard.....           | Pitt        |
| Charles Whedbee.....         | Perquimans  |

Whedbee, for the Committee of the Senate.

Waynick, for the Committee of the House.

The report is adopted by a roll call of the Senate and House, respectfully, and the following Senators vote in the affirmative:

Messrs. Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, and Zollicoffer—47.

Those voting in the negative are: None.

The following members of the House vote in the affirmative: Mr. Speaker, Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Puett, Reading, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—85.

Those voting in the negative are: None.

Whereupon the President of the Senate, presiding over the Joint Assembly, declares that the persons nominated by Senator Whedbee for the Committee are duly elected Trustees of the University for the terms as designated in the report.

Trustees of the North Carolina State College of Agriculture and Engineering.

Senator Bernard, in behalf of the Joint Committee makes the following nominations and report in writing:

REPORT OF THE JOINT COMMITTEE ON ELECTION OF  
TRUSTEES OF STATE COLLEGE

The Joint Committee on election of Trustees of State College respectfully submit the following report:

At a meeting duly called and held March 30, the following were nominated to fill vacancies occurring on said Board on April 1, 1931. The Trustees so nominated to be elected for the terms ending July, 1932, when the Joint Board takes over the University, State College, and the North Carolina College for Women:

## First Congressional District:

B. B. Everett,  
Palmyra;  
D. W. Bagley,  
Moyock;

## Second Congressional District:

Dr. Ira M. Hardy,  
Kinston;  
L. O. Moseley,  
Kinston;

## Third Congressional District:

Fred W. Hargett,  
Jacksonville;  
R. H. Edwards,  
Goldsboro;  
Raymond Maxwell,  
New Bern;

## Fourth Congressional District:

John A. Park,  
Raleigh;  
T. T. Thorne,  
Rocky Mount;  
James E. MacDougall,  
Raleigh;

## Fifth Congressional District:

J. S. Watkins,  
Virgilina, Va.,  
R. F. D.;  
R. M. Cox,  
Winston-Salem  
Santford Martin,  
Winston-Salem  
John H. Folger,  
Mount Airy;  
J. B. Sparger,  
Mount Airy;

## Sixth Congressional District:

Chas. F. Gates,  
Mebane;  
Frank T. Miller,  
Greensboro;  
L. P. McLendon,  
Durham;



|                                  |  |
|----------------------------------|--|
|                                  | Kerr Scott,<br>Haw River;<br>A. E. Tate,<br>High Point;  |
| Seventh Congressional District   | I. B. Tucker,<br>Whiteville;<br>J. L. Becton,<br>Wilmington;<br>Leslie N. Boney,<br>Wilmington;<br>W. A. Bullock,<br>Red Springs;  |
| Eighth Congressional District:   | R. W. Allen,<br>Wadesboro;<br>Nicholas L. Gibbons,<br>Lakeview;  |
| Ninth Congressional District:    | Mark Squires,<br>Lenoir;<br>H. P. Grier, Jr.,<br>Statesville;<br>W. B. Harris,<br>Mooreville;  |
| Tenth Congressional District:    | J. McK. Washam,<br>Cornelius;<br>B. O. Hood,<br>Charlotte;   |
| Eleventh Congressional District: | J. M. Horner,<br>Asheville;<br>Harry L. Nettles,<br>Biltmore;<br>R. N. Barber,<br>Waynesville;<br>Maurice Hendrix,<br>Cliffside;<br>C. R. Hoey, Jr.,<br>Canton;<br>C. F. Moody,<br>Franklin. |

Respectfully submitted,

R. E. HIPPS, *Chairman*,  
House Committee.  
S. G. BERNARD, *Chairman*,  
Senate Committee.

The report is adopted by a roll call of the House and Senate respectively and the following members of the House vote in the affirmative: Mr.

Speaker, Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Puett, Readling, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodard, Young of Durham, and Young of Harnett—85.

Those voting in the negative are: None.

The following Senators vote in the affirmative: Messrs. Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, and Zollicoffer—47.

Those voting in the negative are: None.

Whereupon the President of the Senate presiding over the Joint Assembly declares that the persons nominated by Senator Bernard are duly elected as Trustees of the North Carolina College of Agriculture and Engineering for the terms as designated in said report.

On motion of Senator Lawrence the Joint Session is dissolved.

The Senate returns to its Chamber and the House resumes consideration of business.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for Committee Substitute H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State Government and providing for the reduction of salaries of all officers, employees and agents of the State.

An amendment is offered by Mr. Ervin, which is adopted.

An amendment is offered by Mr. Crudup, which is adopted.

An amendment is offered by Mr. Hood, which is lost.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 232, An act to create in the Governor's Office a Division of Purchase and Contract and to prescribe the powers and duties thereof.

H. B. 458, An act to fix and regulate the salaries of the Superintendent of Schools and County Health Officer of Bladen County.

S. B. 468, An act to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.



S. B. 522, An act to provide for a special rural policeman for Wilkes County.

S. B. 529, An act to amend Section Three Chapter Eighty-four of the Public-Local Laws One Thousand Nine Hundred and Twenty-five, relating to deputy sheriffs.

S. B. 514, An act relative to the collection of fees for service of process by the Sheriff of Wayne County.

S. B. 457, An act to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of three thousand seven hundred and sixty-two dollars and sixty-one cents.

H. B. 1197, An act to allow the County Commissioners of Montgomery County to aid in the reopening the Bank of Montgomery.

H. B. 1198, An act to allow the Sheriff of Montgomery County to collect back taxes.

H. B. 1121, An act to amend Section Four Hundred Eighty of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits.

H. B. 1215, An act to amend An act to amend Chapter Eighty-six of the Public Laws of One Thousand Eight Hundred and Eighty-seven relating to the Durham Public School District, enacted by the General Assembly of One Thousand Nine Hundred and Thirty-one.

H. B. 1169, An act to permit the City of Wilmington to abandon its Municipal Lockup or Guardhouse and to use the County Jail for the Confinement of municipal prisoners.

H. B. 835, An act authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

H. B. 209, An act to provide for the control, employment and working of convicts by the Board of Commissioners of Anson County.

S. B. 513, An act amending House Bill number three hundred one, relating to investigation of coasts, ports and waterways ratified March nineteenth, one thousand nine hundred thirty-one.

S. B. 524, An act to validate the election held in the City of Reidsville on March thirtieth, one thousand nine hundred thirty-one, relative to the extension of the corporate limits of said City.

H. R. 1219, A Resolution of respect upon the death of Honorable Nicholas Longworth.

S. R. 509, A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.

On motion of Mr. Doshier, the House takes a recess until 8 o'clock tonight.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Friday night, April 10, 1931.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Smith presiding.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

Substitute for S. B. 447, A bill to be entitled An act to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

With a favorable report.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for Committee Substitute for H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus, and agencies of the State Government and providing for the reduction of salaries of all offices, employees and agents of the State.

An amendment is offered by Mr. Day, which is lost.

An amendment is offered by Mr. Johnston of Ashe which is lost.

Two amendments are offered by Mr. Harris which are adopted.

An amendment is offered by Mr. Flanagan which is lost.

An amendment is offered by Mr. Connor which is adopted.

A second amendment is offered by Mr. Connor which is adopted.

An amendment is offered by Mr. Hood which is adopted.

An amendment is offered by Mr. Davis of Warren which is adopted.

Mr. Johnson of Halifax offers an amendment to the amendment offered by Mr. Davis of Warren which is lost.

An amendment is offered by Mr. Garibaldi, and upon its adoption Mr. Spence calls for the "ayes" and "noes".

The call is sustained and the amendment is lost by the following vote:

Those voting in the affirmative are: Messrs. Connor, Cox of Jackson, Crudup, Davis of Edgecombe, Ervin, Etheridge, Ewbank, Garibaldi, Gay, Harris, Johnson of Currituck, Johnson of Pender, Mebane, McEachern, McRae, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, and Woodard—20.

Those voting in the negative are: Messrs. Bender, Binford, Black, Braddy, Burgin, Butler, Cherry, Davis of Hyde, Davis of Warren, Day, Edwards, Fulghum, Gatling, Graham, Greer, Gwaltney, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Holmes, Hood, Howell, James, Johnson of Halifax, Jolly, Jones, Leake, LeGrand, Lyon, Parker, Puett, Readling, Reed, Scarborough, Spence, Sutton, Waynick, White of Robeson, and Whitley—40.

The following pairs are announced:

Mr. Flanagan with Mr. Moye. If Mr. Moye were present he would vote "no", Mr. Flanagan would vote "aye".

On motion of Mr. Flanagan, the vote by which an amendment offered by Mr. Davis of Warren was adopted at the beginning of tonight's Session is reconsidered; and the amendment is again placed before the House for discussion. The amendment is lost.

Mr. Harris calls the previous question on the Substitute bill for the Committee Substitute bill.



The call is sustained.

As amended the Substitute bill for the Committee Substitute bill passes its second and third readings and is ordered Engrossed and sent to the Senate.

On motion of Mr. Hood, the House adjourns and will meet tomorrow at 12:05 o'clock A. M.

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## EIGHTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Saturday, April 11, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative Howell of Buncombe County.

Mr. Gatling for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Ewing, for the Committee on Election Laws.

S. B. 534, A bill to be entitled An act relative to the holding of elections in Caswell County.

With a favorable report.

And

H. B. 1148, A bill to be entitled An act to repeal Chapter 20 Public Laws of 1925, exempting Randolph County from the Primary Law.

With unfavorable report.

And

H. R. 1180, Joint Resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard. With unfavorable report as to bill favorable as to Substitute.

By Mr. Uzzell, for the Committee on Manufacturing and Labor.

S. B. 194, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes limiting hours of work of women in industry to fifty-five hours a week.

With a favorable report.

On motion of Mr. Uzzell, the bill is placed on its immediate passage.

Passes its second reading and remains on the Calendar.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McGougan: H. B. 1229, A bill to be entitled An act to direct the State Highway Commission to build a hard surfaced road in Columbus County as described herein.

Referred to the Committee on Calendar.

By Mr. Cherry: H. R. 1230, Joint Resolution authorizing the presentation of the Greek flag to the State of North Carolina in commemoration of the Hundredth Anniversary of the Independence of Greece.

Passes its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

On motion of Mr. Crudup, H. B. 1107, A bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the re-apportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State, is made a Special Order for Tuesday night, April 14, 1931.

On motion of Mr. Crudup, H. B. 717, A bill to be entitled An act, to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate, is made a second Special Order for Tuesday night, April 14, 1931.

On motion of Mr. Sutton, the House adjourns, and will meet Monday at 10 o'clock A. M.

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### EIGHTY-THIRD DAY

HOUSE OF REPRESENTATIVES,

Monday, April 13, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. W. C. Higgins, Sergeant-at-arms of the House.

Mr. Gatling for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Howell: H. B. 1231, A bill to be entitled An act to amend Senate Bill No. 395, entitled, "An act to incorporate the City of Asheville, to define its corporate limits, to provide for its government and for other purposes".

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 515, A bill to be entitled An act to amend Chapter 123, Private Laws 1927, relating to salaries of certain officials of the City of Asheville.

Referred to the Committee on Salaries and Fees.



Senate Substitute for H. B. 1175, A bill to be entitled An act to amend H. B. No. Eight Hundred Fifty-nine, entitled "An act to create a Board of Financial Control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof".

For concurrence in the Senate Substitute.

On motion of Mr. Howell, the substitute is adopted and passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1220, A bill to be entitled An act to amend Chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1224, A bill to be entitled An act to amend Chapter 131, Public-Local Laws 1925, relating to the commission allowed the Sheriff for collecting taxes in Yancey County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1226, A bill to be entitled An act repealing the annexation of the Shoal Creek Graded School District in Jackson County with the Whittier Graded School District.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1191, An act to amend Senate Bill number Two Hundred Seven, ratified March sixteenth, One Thousand Nine Hundred and Thirty-one of this Session of the General Assembly, being entitled "A bill to be entitled An act regulating sales of real and personal property by receivers.

H. B. 925, An act to provide for cooperation with the United States Bureau of Fisheries in fish cultural operations and scientific investigations in the waters of North Carolina.

S. B. 498, An act to amend the Local Government Act, the same being Senate Bill number One Hundred Sixty-two, of the Session of One Thousand Nine Hundred Thirty-one.

H. B. 1062, An act to provide for the payment of property taxes due Pender County in installments.

S. B. 525, An act to validate the acts of the Board of County Commissioners of Polk County, in relation to the tax list of One Thousand Nine Hundred Thirty.

H. B. 1199, An act to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.

S. B. 527, An act to authorize the Town of Elkin to abandon a certain street to facilitate the building of a new State Highway Bridge.

H. B. 1159, An act to require the Tax Collector of Hyde County to accept partial payments of taxes.

S. B. 436, An act relating to Tax Collector and Auditor of Columbus County.

H. B. 1037, An act to make applicable to Alamance County the provisions of House Bill number Two Hundred Fifty-eight, ratified March ninth, One Thousand Nine Hundred Thirty-one, and entitled, "An act to authorize the Boards of Commissioners to establish County Courts with criminal jurisdiction".

H. B. 1208, An act to furnish adequate police protection to the Village of Hemp in Moore County.

H. B. 1140, An act to provide additional filing equipment for the Recorder's Court of Durham County.

S. B. 530, An act fixing additional Terms of the Superior Courts in the Counties of Duplin and Lenoir in the Sixth Judicial District.

H. R. 1228, A Joint Resolution calling a joint meeting of the Senate and House of Representatives to elect Trustees of the University of North Carolina.

S. B. 424, An act officially naming the new State Highway Bridge across Neuse River, about one-half mile below the City of Kinston, the LaRoque Bridge.

H. B. 530, An act validating certain school building bonds of Harnett County.

S. B. 532, An act to regulate jail fees of Town jail of Woodville, Bertie County.

S. B. 533, An act authorizing the Board of County Commissioners of Caswell County in their discretion to work prisoners under sentence on the County Farm.

S. B. 367, An act to amend the Law in connection with Andrews School District, Cherokee County.

H. B. 1108, An act to abolish the Board of Water Commissioners of the City of Hendersonville, subject to approval by the voters of said City, and to authorize the Board of Commissioners of said City to sell and dispose of the Water Works System with approval of the voters of said City.

H. B. 1212, An act to validate certain acts of H. M. McAllister, Justice of the Peace.

H. B. 1210, An act to prohibit the hunting and killing of pheasants and grouse in Rowan County.

H. B. 1094, An act to amend the Drainage Act, being the Act embraced within Sections Five Thousand Two Hundred Sixty to Five Thousand Three Hundred Eighty-two, both inclusive, of the Consolidated Statutes of North Carolina as amended, relating to the time for sale of land for failure to pay drainage assessment.

H. B. 943, An act to amend Chapter One Hundred and Twenty, Public Laws of One Thousand Nine Hundred and Twenty-nine, the same being known as "The Workmen's Compensation Act".

H. B. 1205, An act to establish a Boxing Commission for the City of Gastonia.



S. B. 526, An act to amend Chapter Two Hundred and Forty-three Public-Local Laws of One Thousand Nine Hundred Eleven, relating to the procedure and jurisdiction of the Recorder's Court of Cleveland County.

On motion of Mr. Johnston of Ashe, the House adjourns, and will meet tomorrow night at 8 o'clock P. M.

## EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday night, April 14, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. John P. Manley of Nazareth, North Carolina.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McBee: H. B. 1232, A bill to be entitled An act to validate the acts of the County Board of Education of Mitchell County.

Referred to the Committee on the Calendar.

### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. R. 981, A Joint Resolution authorizing the appointment of a Joint Legislative Committee to study the laws of North Carolina concerning property and inheritance rights of husband and wife.

H. B. 1046, A bill to be entitled An act to specify the hours during which the several Justices of the Peace shall try criminal cases, and to prohibit them from trying criminal cases after six o'clock P. M.

H. B. 1195, A bill to be entitled An act to amend Sub-section Seven of Section 218 (c), Consolidated Statutes of North Carolina, Volume 111, being Sub-section 7 of Section 1, Chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

H. B. 1216, A bill to be entitled An act pertaining to the collection of taxes of the Town of Carolina Beach, New Hanover County, North Carolina.

Substitute for Committee Substitute for H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State Government, and providing for the reduction of salaries of all officers, employees and agents of the State.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 540, A bill to be entitled An act to place the name of Jerome, Presnell, of Watauga County, on the Confederate Pension Roll.

Referred to the Committee on Pensions.

S. B. 541, A bill to be entitled An act to amend the Charter of the Town of Lincolnton.

Referred to the Committee on Counties, Cities, and Towns.

Senate substitute for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Board, and to define the duties of said Board.

Placed on the Calendar for concurrence in the Senate Substitute.

S. B. 543, A bill to be entitled An act for the relief of J. W. Cooper, Sheriff of Bertie County.

Referred to the Committee on Finance.

S. B. 544, A bill to be entitled An act to fix the Sheriffs' commissions on taxes collected in Wake County, and to require their payment into the Fee and Commission Fund of said County.

Referred to the Committee on the Calendar.

H. B. 1165, A bill to be entitled An act regulating the fees of the officers of Haywood County.

For concurrence in the Senate amendment.

On motion of Mr. Hipps the House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 1183, A bill to be entitled An act to provide for the regulation of workmen's compensation insurance rates.

For concurrence in the Senate amendment.

On motion of Mr. Turner of Guilford the House concurs in Senate amendment, and the bill is ordered Enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 576, A bill to be entitled An act to enlarge Fines Creek Special Tax School District of Haywood County.

On motion of Mr. Hipps the bill is laid on the Table.

Senate Substitute for H. B. 807, A bill to be entitled An act to amend Section 33 Chapter 51, Public Laws of Nineteen Hundred and Twenty-seven, and to protect quail in Miller's Township, Alexander County.

For concurrence in the Senate Substitute.

The substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 528, A bill to be entitled An act with respect to the duties of State Farm Demonstration Agents for Harnett County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 534, A bill to be entitled An act relative to the holding of elections in Caswell County.

Passes its second and third readings, and is ordered Enrolled.



Substitute for S. B. 194, A bill to be entitled An act to amend Section 6554 of the Consolidated Statutes limiting hours of work of women in industry to fifty-five hours a week.

As amended, passes its third reading, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 846, A bill to be entitled An act to amend the North Carolina Game Laws.

For concurrence in the Senate amendment.

On motion of Mr. Johnson of Halifax the House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 1030, A bill to be entitled An act to permit the removal of land from the operation and provisions of Chapter 47 of the Consolidated Statutes as amended, known as the Torrens Law.

For concurrence in the Senate amendment.

On motion of Mr. Norman the House concurs in Senate amendment, and the bill is ordered Enrolled.

Senate Substitute for H. B. 379, A bill to be entitled An act prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.

For concurrence in the Senate Substitute.

On motion of Mr. Burgin the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 1144, A bill to be entitled An act to amend House Bill 604, Session of the General Assembly of 1931, relating to the Benson School District.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbanks, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

S. B. 372, A bill to be entitled An act to validate the Cameron Special Taxing District School election.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbanks, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood,

Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

House Substitute for S. B. 422, A bill to be entitled An act to amend Local Government Act, (S. B. 162, ratified March 3, 1931).

Passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House Substitute:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

H. B. 1213, A bill to be entitled An act to amend the Local Government Act, (S. B. 162, ratified March 3, 1931).

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

H. B. 1196, A bill to be entitled An act to validate certain obligations of Henderson County.

As amended, passes its third reading by the following vote and ordered Engrossed and sent to the Senate:



Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

H. B. 1225, A bill to be entitled An act to amend the Act entitled "An act to amend Chapter 395 of the Public-Local Laws of 1909 and all Acts amendatory thereof, relating to the City Charter of the City of High Point, ratified the twenty-first day of March, 1931.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

H. B. 1222, A bill to be entitled An act to validate certain bonds and notes of the Town of Laurinburg.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Helms, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling,

Reed, Ruffin, Smith, Spence, Sutton, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—93.

Those voting in the negative are: None.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, H. B. 1107, A bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the re-apportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

The bill passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The hour for the second Special Order having arrived, the Speaker lays before the House for its consideration, Substitute for H. B. 717, a bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.

The question now recurs upon the adoption of the Committee Substitute. The Committee Substitute is adopted.

Mr. Johnson of Halifax offers a Substitute for the Committee Substitute, which is adopted.

The question now recurs upon the passage of the Substitute for the Committee Substitute.

On motion of Mr. Morphew, the House adjourns and will meet tomorrow at 12 o'clock A. M.

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#### EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, April 15, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. F. S. Love, of the City of Raleigh.

Mr. Gay, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Hood, for the Committee on Finance:

H. B. 1122, A bill to be entitled An act to extend the time for payment of street assessments in the Town of East Flat Rock.

With a favorable report.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees:



S. B. 515, A bill to be entitled An act to amend Chapter 123, Private Laws 1927, relating to salaries of certain officials of the City of Asheville.

With a favorable report.

By Mr. McEachern, for the Committee on Pensions:

H. B. 1172, A bill to be entitled An act to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate Veteran of Franklin County, on the Pension Roll.

And

H. B. 1206, A bill to be entitled An act to place Mrs. Rufus R. Harris of Franklin County on the Confederate Pension Roll.

And

H. B. 1218, A bill to be entitled An act to place the name of Mrs. W. H. Bason, of Alamance County on the Pension List.

And

S. B. 540, A bill to be entitled An act to place the name of Jerome Presnell, of Watauga County, on the Confederate Pension Roll.

With favorable reports.

By Mr. Edwards, for the Committee on the Calendar:

H. B. 1232, A bill to be entitled An act to validate the acts of the County Board of Education of Mitchell County.

And

S. B. 544, A bill to be entitled An act to fix the Sheriff's commissions on taxes collected in Wake County and to require their payment into the fee and commission fund of said County.

With favorable reports.

And

H. B. 1229, A bill to be entitled An act to direct the State Highway Commission to build a hard surfaced road in Columbus County as described herein.

With an unfavorable report.

By Mr. Moss, for the Committee on Judiciary No. 1:

S. B. 494, A bill to be entitled An act to amend Section 6416 of the Consolidated Statutes relative to the service of legal process upon Insurance Commissioner.

And

S. B. 507, A bill to be entitled An act to require the Clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their County and engaged in the practice of law.

With favorable reports.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1196, A bill to be entitled An act to validate certain obligations of Henderson County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ruffin: H. R. 1233, Joint Resolution authorizing an extension of time for the advertisement of property for sale, for the nonpayment of taxes in Bertie County.

Referred to the Committee on Calendar.

By Mrs. Mebane: H. B. 1234, A bill to be entitled An act to amend Chapter 52 of the Public-Local Laws of 1929, relating to the Recorder's Court of Leaksville Township, in Rockingham County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1235, A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relating depredations of domestic fowls in certain counties.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Tatem, by request: H. B. 1236, A bill to be entitled An act to confer additional powers or municipal corporations.

Referred to the Committee on Judiciary No. 1.

By Mr. White of Robeson: H. B. 1237, A bill to be entitled An act to amend Chapter 144, Public Laws 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations.

Referred to the Committee on Agriculture.

My Messrs. Graham and White of Robeson: H. B. 1238, A bill to be entitled An act relating to the coming election in the Town of Fairmont, Robeson County.

Referred to the Committee on Election Laws.

By Mr. Young of Durham: H. B. 1239, A bill to be entitled An act to amend House Bill 189, of the General Assembly of 1931, relating to the jurisdiction of the Justices of the Peace to try certain criminal cases involving worthless checks.

Referred to the Committee on Judiciary No. 2.

By Mr. Moss: H. B. 1240, A bill to be entitled An act to amend Section 473 of the Consolidated Statutes relating to additional jurors from other counties instead of removal.

Referred to the Committee on Judiciary No. 1.

By Mr. Lumpkin: H. B. 1241, A bill to be entitled An act to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate Veterans, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Connor: H. B. 1242, A bill to be entitled An act to amend House Bill number 338 ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.

Referred to the Committee on Public Roads.



By Mr. Reading: H. B. 1243, A bill to be entitled An act to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

Referred to the Committee on Pensions.

By Mr. Lumpkin: H. B. 1244, A bill to be entitled An act to authorize, empower and direct the Sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

On motion of Mr. Lumpkin the rules are suspended and the bill is placed on its immediate passage.

An amendment is offered by Mr. Bruton which is adopted.

A group of amendments offered by several members of the House are adopted.

As amended, the bill passes its second reading and remains on the Calendar.

By Messrs. Leake and Marshall: H. B. 1245, A bill to be entitled An act to provide for an investigation and report on the question of consolidating certain counties in North Carolina.

Referred to the Committee on Calendar.

By Mr. Davis of Warren: H. B. 1246, A bill to be entitled An act to provide for the compensation of the Solicitor of the County Court of Warren County on a fee basis.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1102, A bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to payment of damages done by dogs.

For concurrence in the Senate amendment.

On motion of Mr. Neal the House concurs in the Senate amendment and the bill is ordered Enrolled.

SENATE CHAMBER,

April 15, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in House amendment to Senate Bill No. 535, title, "A Joint Resolution allowing the Junior League of the City of Raleigh to conduct a refreshment stand in the Capitol during the Session of the General Assembly, and giving notice of the appointment of Conferees thereof that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Dortch and Clarkson.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

Upon receipt of the above information the Speaker appoints as Conferees on the part of the House Messrs. Brooks, Crudup, and Parker, and the Senate is so notified.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for Committee Substitute H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution and to make the apportionment of the members of the Senate.

Mr. Spence sends forward an amendment.

On motion of Mr. Seawell, the Substitute to the Committee Substitute is recommitted to the Committee on Senatorial Districts.

Senate Substitute for H. B. 787, A bill to be entitled An act to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture.

For concurrence in the Senate Substitute.

On motion of Mr. Johnson of Pender, the House fails to concur in the Senate Substitute, and a conference is asked for.

The Speaker appoints as Conferees on the part of the House, Messrs. Cranor, Jolly and Graham, and the Senate is so notified.

Committee Substitute for H. R. 1180, A Joint Resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Prichard.

Substitute adopted.

As amended, passed its second and third readings, and is ordered Engrossed and sent to the Senate.

The original resolution is laid on the Table.

Substitute for S. B. 447, A bill to be entitled An act to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

On motion of Mr. Harris, the bill is recommitted to the Committee on Reorganization of State Government.

S. B. 84, A bill to be entitled An act to amend Chapter Two Hundred and Eighteen of the Public Laws of One Thousand Nine Hundred and Twenty-nine, relating to the State Highway Patrol.

On motion of Mr. Gay, the bill is laid on the Table.

H. B. 1144, A bill to be entitled An act to amend House Bill 604, Session of the General Assembly of 1931, relating to the Benson School District.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris,



Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—102.

Those voting in the negative are: None.

S. B. 417, A bill to be entitled An act to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments, and sidewalk assessments for the year 1931, and subsequent years in the Town of Williamston, North Carolina.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brooks, Bruton, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, LeGrand, Long of mance, Long of Halifax, Loven, Lumpkin, MacLean, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—102.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 31, An act to repeal the discounts and penalties in the collection of taxes in Hertford County.

H. B. 1175, An act to amend House Bill number Eight Hundred Fifty-nine, entitled "An act to create a Board of Financial Control for Buncombe County and certain bodies politic and municipal corporations therein and to define the powers and duties thereof".

S. B. 139, An act to establish a Director of Personnel and to prescribe and define his duties and powers.

H. B. 1209, An act to perimt the Board of Commissioners of Halifax County to abolish the office of County Treasurer.

H. B. 1231, An act to amend Senate Billl number Three Hundred and Ninety-five, entitled, "An act to incorporate the City of Asheville, to define its corporate limits, to provide for its government and for other purposes".

H. B. 1039, An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense.

H. B. 1201, An act to require the Board of Education of Currituck County to hold its meetings in the Court House and to maintain an office for the Superintendent of Public Instruction therein.

H. R. 1230, A Joint Resolution authorizing the presentation of the Greek Flag to the State of North Carolina in commemoration of the Hundredth Anniversary of the Independence of Greece.

H. B. 1183, An act to provide for the regulation of workmen's compensation insurance rates.

On motion of Mr. Bruton, the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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### EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, April 16, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. L. S. Gaines, of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended, to Messrs. J. N. Wilson of Jackson County, and C. A. Armstrong of Montgomery County, former members of the House.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Connor, for the Committee on Roads.

Committee Substitute for H. B. 1242, A bill to be entitled An act to amend House Bill number 338 ratified March 20, 1931, known as the, "State Road Law", so as to provide for a refund of tax on gasoline used for mining purposes.

With an unfavorable report as to bill favorable as to Substitute.

By Mr. Sutton, for the Committee on Judiciary No. 1.

H. B. 1239, A bill to be entitled An act to amend House Bill 189, of the General Assembly of 1931, relating to the jurisdiction of justices of the peace to try certain criminal cases involving worthless checks.

With a favorable report, and on motion of Mr. Brooks the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Holmes, for the Committee on Drainage.

H. B. 1193, A bill to be entitled An act to amend Sections 5337, 5338, and 5339 of Consolidated Statutes.



With a favorable report.

By Mr. Jeffress, for the Committee on Re-organization of State Government.

Senate Substitute S. B. 447, A bill to be entitled An act to provide for the establishment of a Department of Labor and to provide for the appointment of the Commissioner of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

And

H. B. 1113, A bill to be entitled An act to provide for the submission to the qualified voters of the State the question of the appointment by the Governor of the members of the Corporation Commission, the Commissioner of Labor and Printing, the Commissioner of Agriculture and the Insurance Commissioner.

With favorable reports.

And

H. B. 549, A bill to be entitled An act to abolish the office of Register of Deeds in the several counties of the State and to transfer the powers and functions thereof to the Clerks of the Superior Court.

And

H. B. 927, A bill to be entitled An act to provide for the appointment of the members of the Corporation Commission by the Governor and to prescribe their term of office.

And

H. B. 1223, A bill to be entitled An act to combine the Department of Conservation and Development with the Department of Agriculture.

With unfavorable reports.

By Mr. Long of Alamance, for the Committee on Constitutional Amendments.

H. B. 1217, A bill to be entitled An act to amend Article 11 of the Constitution, relating to appointment of members of the General Assembly to civil offices during their terms of office.

With an unfavorable report.

By Mr. Edwards, for the Committee on Calendar.

H. R. 1233, Joint Resolution authorizing an extension of time for the advertisement of property for sale, for the non-payment of taxes in Bertie County.

With an unfavorable report.

And

H. B. 1245, A bill to be entitled An act to provide for an investigation and report on the question of consolidating certain counties in North Carolina.

With a favorable report.

By Mr. Gill, for the Committee on Senatorial Districts.

H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.

With an unfavorable report as to bill, favorable as to Substitute.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1240, A bill to be entitled An act to amend Section 473 of the Consolidated Statutes relating to additional jurors from other counties instead of removal.

And

H. B. 1236, A bill to be entitled An act to confer additional powers on municipal corporations.

With favorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hamilton: H. B. 1247, A bill to be entitled An act to amend House Bill No. 1039, ratified April 15, 1931, providing for the appointment of members of the Boards of Education, and relating to the County of Carteret only.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Thompson and Hamilton: H. B. 1248, A bill to be entitled An act to amend House Bill 202, ratified March 16, 1931, regulating the taking of shrimp in the public waters of the State.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Norman: H. B. 1249, A bill to be entitled An act to postpone and defer the sale of land for delinquent taxes in 1931.

Referred to the Committee on Finance.

By Messrs. Cranor and Johnson of Currituck: H. B. 1250, A bill to be entitled An act supplement to House Bill No. 1039, the same being "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office and limit compensation at State expense," which was ratified on the 15th day of April, 1931.

On motion of Mr. Cranor the rules are suspended and the bill is placed on its immediate passage.

An amendment is offered by Mr. Hanes of Forsyth which is adopted.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Ervin: H. B. 1251, A bill to be entitled An act to amend the Law relating to jury trials in the Recorder's Court of Burke County.

Referred to the Committee on Calendar.

And

H. B. 1252, A bill to be entitled An act to authorize County Commissioners to abolish County Recorder's Courts.

Referred to the Committee on Calendar.

By Messrs. Holmes and Flanagan: H. B. 1253, A bill to be entitled An act to amend Section 3846 (J) Sub-section (E) of Volume Three of the Consolidated Statutes of North Carolina, so as to prohibit or prevent the State Highway Commission from passing any rule or regulation or enforcing any rule or regulation prohibiting animal drawn vehicles on the shoulders of the State Highways.

Referred to the Committee on Public Roads.



By Mr. Seawell: H. B. 1254, A bill to be entitled An act supplemental to An act to appoint members of the Boards of Education of the several counties, and relating solely to Lee County.

Referred to the Committee on Calendar.

By Messrs. Johnson of Chatham, Johnston of Ashe, Halstead, Gay, and Ewbank: H. R. 1255, A Resolution to be entitled An act to leave optional with the Board of County Commissioners, as to the revaluation of property.

Referred to the Committee on Finance.

By Messrs. Woodard and Moss: H. B. 1256, A bill to be entitled An act to amend Chapter 100, Public Laws of 1929, relating to the Advisory Budget Commission and to provide for the filling of vacancies on said Commission.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Ewing: H. B. 1257, A bill to be entitled An act to designate the first Monday in September 1931 as the day lands in Cumberland County shall be sold for 1930 delinquent taxes instead of the first Monday in June of said year.

Referred to the Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 560, A bill to be entitled An act to provide for ex-soldiers of the Worlds War and members of their families and beneficiaries under any government insurance or adjusted compensation certificates to obtain from Bureau of Vital Statistics death and birth certificates without cost.

Referred to the Committee on Judiciary No. 1.

S. B. 552, A bill to be entitled An act to amend Chapter 138, Public-Local Laws, 1919, adding a practicing dentist to the Joint Board of Health for the County of Wake and City of Raleigh.

Referred to the Committee on Calendar.

S. B. 539, A bill to be entitled An act to validate certain water bonds of the Town of Boone.

Referred to the Committee on Finance.

S. B. 549, A bill to be entitled An act to amend Public-Local Laws, Chapter 466, 1929, so as to except the Town of Murphy from Pool Room Law.

Referred to the Committee on Judiciary No. 2.

S. B. 550, A bill to be entitled An act to amend the Charter of the Town of Mt. Pleasant.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 551, A bill to be entitled An act for the relief of the tax payers of Lenoir County.

Referred to the Committee on Finance.

S. B. 554, A bill to be entitled An act to repeal Chapter 148 of the Public-Local and Private Laws of 1929, relating to the Town of Rockingham, Richmond County.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 555, A bill to be entitled An act to amend Chapter 272 Public-Local Laws of 1929 relating to a Peace Officers Relief Fund for the City of Winston-Salem and the County of Forsyth.

Referred to the Committee on Pensions.

S. B. 556, A bill to be entitled An act to postpone the collection of street assessments on the Old Ladies Home in Charlotte, North Carolina.

Referred to the Committee on Finance.

S. B. 558, A bill to be entitled An act to correct an error in Enrollment of H. B. 943, ratified April 13, 1931, entitled "An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act.

Referred to the Committee on Insurance.

S. B. 559, A bill to be entitled An act amending S. B. 224, ratified March 2, 1931, being An act to amend Chapter Ninety-five, Public-Local Laws of One Thousand Nine Hundred and Thirteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-three.

Referred to the Committee on Judiciary No. 1.

H. B. 1017, A bill to be entitled An act relating to salaries of County Commissioners of Buncombe County.

For concurrence in the Senate amendment.

On motion of Mr. Howell the House concurs in Senate amendment and the bill is ordered Enrolled.

H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, relating to the Recorder's Court of Jackson County.

Placed on the Calendar for concurrence in the Senate Substitute.

Committee Substitute for H. B. 102, A bill to be entitled An act to raise revenue.

For concurrence in the Senate amendments.

On motion of Mr. Spence the House fails to concur in the Senate amendments, and asks for a Conference composed of five members of the House, and three members of the Senate.

The Speaker appoints as Conferees on the part of the House, Messrs. Spence, Harris, Allen, Cherry, and Connor, and the Senate is so notified.

SENATE CHAMBER,

April 16, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House amendment to Senate Bill No. 410, title, "to place the names of certain Confederate soldiers and widows of Confederate soldiers on the Pension List", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two bodies may be adjusted, Senators Pritchett and Bernard.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

Upon receipt of the above information, the Speaker appoints as Conferees on the part of the House, Messrs. McEachern, Graham, and Howell.

SENATE CHAMBER,

April 16, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body requesting the return of Senate Bill No. 536, title, "to correct a clerical error in the



enrollment of Senate Bill 247, as amended," for further consideration by the Senate.

Respectfully,

LEROY MARTIN,  
*Principal Clerk, Senate.*

It is so ordered, and the bill is returned to the Senate.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1172, A bill to be entitled An act to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate Veteran of Franklin County, on the Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1206, A bill to be entitled An act to place Mrs. Rufus R. Harris of Franklin County on the Confederate Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1218, A bill to be entitled An act to place the name of Mrs. W. H. Bason, of Alamance County, on the Pension List.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1232, A bill to be entitled An act to validate the acts of the County Board of Education of Mitchell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 515, A bill to be entitled An act to amend Chapter 123 Private Laws 1927, relating to salaries of certain officials of the City of Asheville.

Passes its second and third readings, and is ordered Enrolled.

S. B. 540, A bill to be entitled An act to place the name of Jerome Presnell, of Watauga County, on the Confederate Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1244, A bill to be entitled An act to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

S. B. 494, A bill to be entitled An act to amend Section 6416 of the Consolidated Statutes, relative to the service of legal process upon Insurance Commissioner.

Passes its second and third readings, and is ordered Enrolled.

S. B. 544, A bill to be entitled An act to fix the Sheriff's Commissions on taxes collected in Wake County and to require their payment into the fee and commission fund of said County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 507, A bill to be entitled An act to require the Clerks of the Superior Courts to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1122, A bill to be entitled An act to extend the time for payment of street assessments in the Town of East Flat Rock.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Leake, Long of Alamance, Loven, Lyon, MacLean, Mebane, Morpew, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Seawell, Scarborough, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—103.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1165, An act regulating the fees of the Public Officers of Haywood County.

S. B. 534, An act relative to the holding of elections in Caswell County.

S. B. 372, An act to validate the Cameron Special Taxing District School Election.

H. B. 807, An act to amend Section Thirty-three, Chapter Fifty-one, Public Laws of Nineteen Hundred and Twenty-seven, and to protect quail in Miller's Township, Alexander County.

H. B. 379, An act prescribing the manner of protecting the investing money placed in trust with Clerks of Superior Courts.

H. B. 846, An act to amend the North Carolina Game Laws.

H. B. 937, An act to amend Chapter One Hundred Eleven, Private Laws of One Thousand Nine Hundred Twenty-one, relating to holding elections in the Town of Jonesville, Yadkin County.

H. B. 1216, An act pertaining to the collection of taxes of the Town of Carolina Beach, New Hanover County, North Carolina.

H. B. 1102, An act to amend Section One Thousand Six Hundred and Eighty-one, of the Consolidated Statutes relating to payment of damages done by dogs.

H. B. 1150, An act to place the name of James Goodson, a Confederate Veteran of Franklin County, on the Pension Roll.

S. B. 339, An act to amend Section Six Thousand Three Hundred Eighty-two of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.



H. B. 1030, An act to permit the removal of land from the operation and provisions of Chapter Forty-seven of the Consolidated Statutes, as amended, known as the "Torrens Law".

On motion of Mr. Newman, H. R. 554, A Joint Resolution authorizing the North Carolina Society Daughters of The American Revolution, to place in the Rotunda of the State Capitol at Raleigh, a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November One Thousand Seven Hundred and Sixty-five; is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. McRae, S. B. 170, A bill to be entitled An act relating to the granting of license to practice law by the Supreme Court of North Carolina; is taken from the unfavorable Calendar, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Johnson of Halifax, the House adjourns and will meet at 11 o'clock tomorrow.

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### EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

Friday, April 17, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. C. J. Hollandsworth of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Cox of Jackson: H. B. 1226, A bill to be entitled An act repealing the annexation of the Shoal Creek Graded School District of Jackson County, with the Whittier Graded School District, is ordered recalled from the Senate, and placed on the Calendar for further consideration by the House.

On motion of Mr. Pitts: H. B. 670, A bill to be entitled An act to incorporate the Town of Todd in Watauga and Ashe Counties, is taken from the unfavorable Calendar, and recommitted to the Calendar Committee.

Mr. Spence makes a motion that the House conferees on H. B. 102, A bill to be entitled An act to raise revenue, be increased from five to seven members, and requests that the conferees on the part of the Senate be increased from four to five members.

It is so ordered.

The Speaker appoints as additional conferees on the part of the House, Messrs. MacLean and Hood, and the Senate is so notified.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 559, A bill to be entitled An act amending Senate Bill 224, ratified March 2, 1931, being An act to amend Chapter Ninety-five, Public-Local

Laws of One Thousand Nine Hundred and Twenty-one, and Chapter Six Hundred and Thirteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-three.

And

S. B. 560, A bill to be entitled An act to provide for Ex-Soldiers of the World War and members of their families and beneficiaries under any Government insurance or adjusted compensation certificate to obtain from the Bureau of Vital Statistics death and birth certificates without cost.

With favorable reports.

And

H. R. 554, A Joint Resolution authorizing the North Carolina society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh, a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, One Thousand Seven Hundred and Sixty-five.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1254, A bill to be entitled An act supplemental to An act to appoint members of the Boards of Education of the several counties and relating solely to Lee County.

With a favorable report.

And

H. B. 1146, A bill to be entitled An act to incorporate Euto Presbyterian Church, Euto Baptist Church, and Mount Moriah Methodist Episcopal Church.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Sutton, for the Committee on Judiciary No. 2.

S. B. 170, A bill to be entitled An act relating to the granting of license to practice law by the Supreme Court of North Carolina.

With an unfavorable report, with a minority report attached.

And

S. B. 549, A bill to be entitled An act to amend Public-Local Laws, Chapter 466, 1929, so as to except the Town of Murphy from Pool Room Law.

With a favorable report.

On motion of Mr. Morphey the bill is placed on its immediate passage. Passes its second and third readings, and is ordered Enrolled.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 541, A bill to be entitled An act to amend the Charter of the Town of Lincolnton.

And

S. B. 550, A bill to be entitled An act to amend the Charter of the Town of Mt. Pleasant.

And

S. B. 554, A bill to be entitled An act to repeal Chapter 148 of the Public-Local and Private Laws of 1929, relating to the Town of Rockingham, Richmond County.

With favorable reports.

By Mr. Spence, for the Committee on Finance.

S. B. 539, A bill to be entitled An act to validate certain water bonds of the Town of Boone.

With a favorable report.



And

S. B. 199, A bill to be entitled An act to authorize the Commissioners of Craven County to adjust delinquent taxes.

And

S. B. 270, A bill to be entitled An act to extend the limit of time for foreclosure of old tax certificates and liens for incorporated cities and towns within Pitt County.

And

S. B. 284, A bill to be entitled An act to allow property owners and first mortgagees to redeem lands sold for taxes in Robeson County.

With unfavorable reports.

By Mr. Hanes of Forsyth, for the Committee on Insurance.

S. B. 558, A bill to be entitled An act to correct an error in Enrollment of H. B. 943, ratified April 13, 1931, entitled, "An act to amend Chapter 120 Public Laws of 1929, the same being known as the Workmen's Compensation Act".

And

H. B. 1221, A bill to be entitled An act to amend Chapter 58 Public Laws 1925, entitled, "An act to define and regulate group life insurance."

With favorable reports.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are ordered sent to the Senate.

Committee Substitute for H. R. 1180, A Joint Resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard.

H. B. 1244, A bill to be entitled An act to authorize, empower and direct the Sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

#### CONFERENCE COMMITTEE REPORT

We, the undersigned, appointed as Conferees on Senate Bill 410, respectfully report as follows:

We recommend that the House recede from the amendment offered by Representatives Reed and Howell, to pay to Thomas A. Dillingham fifty dollars.

We further recommend that all other House amendments be adopted.

S. G. BERNARD,

J. A. PRITCHARD,

*(Committee for the Senate.)*

L. MCEACHERN,

ERNEST GRAHAM,

JAMES S. HOWELL,

*(Committee for the House.)*

The report is adopted, and a message is sent to the Senate informing them of the action of the House to the end that the bill may be Enrolled, if similar action is taken by the Senate.

CONFERENCE REPORT ON SENATE BILL NO. 535

The Conferees of the House and Senate do recommend that the House recede from its position on the House amendment.

(Signed)

Messrs. PARKER,  
BROOKS,  
CRUDUP,

*(Conferees for the House.)*

Messrs. DORTCH,  
CLARKSON,

*(Conferees for the Senate.)*

The report is adopted, and the Senate is so notified to the end that if a similar report is adopted by the Senate the bill may be Enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Connor: H. R. 1258, A Joint Resolution relative to the death of Honorable Samuel M. Gattis of Orange County, Speaker of the House of Representatives 1903.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Johnson of Chatham: H. B. 1259, A bill to be entitled An act to place Mrs. Lydia Elizabeth Scott of Chatham County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Bender: H. B. 1260, A bill to be entitled An act to appoint T. F. Lowery a member of the Board of Education of Jones County to fill vacancy caused by the death of J. J. Simmons.

Referred to the Committee on the Calendar.

By Messrs. Turner of Guilford, Crouse, and Gill: H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

Referred to the Committee on the Calendar.

By Mr. Loven: H. B. 1262, A bill to be entitled An act to repeal House Bill No. 969 of the 1931 Session of the General Assembly of North Carolina, entitled "An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor."

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Marshall, Cox of Forsyth, and Hanes of Forsyth: H. B. 1263, A bill to be entitled An act supplementary to House Bill 1039, the same being "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, to fix their term of office, and



limit the compensation at State expense" which was ratified on the fifteenth day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. McRae, Garibaldi, and Readling: H. B. 1264, A bill to be entitled An act to authorize the Board of Commissioners of Mecklenburg County to contribute to the expense of operating the Sheriff's office of said County, from the first day of June 1931, to the first day of December 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Johnson of Currituck: H. B. 1265, A bill to be entitled An act supplementary to House Bill 1039, the same being "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, to fix their term of office and limit the compensation at State expenses" which was ratified on the fifteenth day of April 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Seawell and Cherry: H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for the transaction of business.

Referred to the Committee on Banks and Banking.

#### MESSAGE FROM THE SENATE

The following messages are received from the Senate:

SENATE CHAMBER,  
April 17, 1931.

Mr. Speaker:

Pursuant to your request we are herewith returning House Bill No. 1226.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 16, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to House Bill No. 102, title, "to raise revenue," and giving notice of the appointment of Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators, Dunlap, Hinsdale, Folger, and Clark of Edgecombe.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 17, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees appointed to consider the differences arising between the two Bodies on Senate Bill No. 410, title, "to place the names of certain Confederate Soldiers and widows of Confederate Soldiers on the Pension List," and awaits notice of further action by your Body.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 16, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate Substitute to H. B. 787, title, "to reorganize the Department of Agriculture, to appoint a Governing Board and to define the duties of said Board and that of the Commissioner of Agriculture," and giving notice of the appointment of Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Pritchett and Nixon.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 17, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the number of Senate Conferees appointed on the part of the Senate to consider the differences arising over House Bill No. 102, title, "to raise revenue," will not be increased at present and the Conferees named in a previous message will continue to act for this Body.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for S. B. 447, A bill to be entitled An act to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendments.

Second Committee Substitute for H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.



On motion of Mr. Gill the Second Committee Substitute is adopted.

An amendment is offered by Mr. Smith which is adopted.

An amendment is offered by Mr. Halstead which is lost.

An amendment is offered by Messrs. Ruffin, and Gay which is adopted.

An amendment is offered by Mr. Davis of Edgecombe which is lost.

An amendment is offered by Mr. Parker which is lost.

An amendment is offered by Messrs. White of Robeson, Graham, McEachern, and Young of Harnett which is lost.

Mr. Gill calls the previous question, on the Second Committee Substitute Bill and all amendments.

The call is sustained.

As amended the Second Committee Substitute Bill passes its second and third readings, and is ordered Engrossed and sent to the Senate.

The original bill, the first Committee Substitute, and the Johnson of Halifax Substitute are laid on the Table.

S. B. 550, A bill to be entitled An act to amend the Charter of the Town of Mt. Pleasant.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1245, A bill to be entitled An act to provide for an investigation and report on the question of consolidating certain counties in North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1113, A bill to be entitled An act to provide for submission to the qualified voters of the State the question of the appointment by the Governor of the members of the Corporation Commission, the Commissioner of Labor and Printing, the Commissioner of Agriculture and the Insurance Commissioner.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1240, A bill to be entitled An act to amend Section 473 of the Consolidated Statutes relating to additional jurors from other counties instead of removal.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1193, A bill to be entitled An act to amend Sections 5337, 5338 and 5339 of the Consolidated Statutes.

As amended, passes its second reading, and remains on the Calendar.

H. B. 1236, A bill to be entitled An act to confer additional powers on municipal corporations.

The bill fails to pass its second reading.

Substitute Bill for H. B. 1242, A bill to be entitled An act to amend House Bill number 338, ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1122, A bill to be entitled An act to extend the time for payment of street assessments in the Town of East Flat Rock.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cramor, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Leake, LeGrand, Long of Alamance, Loven, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McBee, McEachern, McGougan, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Reed, Ruffin, Scarborough, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—94.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 494, An act to amend Section Six Thousand Four Hundred Fourteen of the Consolidated Statutes relative to the service of legal process upon Insurance Commissioner.

S. B. 540, An act to place Jerome Presnell of Watauga County on the Confederate Pension Roll.

H. B. 1068, An act to place the Sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.

S. B. 194, An act to amend Section Six Thousand Five Hundred Fifty-four of the Consolidated Statutes limiting hours of work of women in industry to fifty-five hours a week.

H. B. 1071, An act relating to the compensation of the County Commissioners of Montgomery County.

S. B. 544, An act to fix the Sheriff's commissions on taxes collected in Wake County and to require their payment into the fee and commission fund of said County.

S. B. 507, An act to require the Clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law.

H. B. 1178, An act regulating the fees of Justices of the Peace in Lenoir County.

S. B. 528, An act with respect to the duties of State Farm Demonstration Agents for Harnett County.

H. B. 1017, "An act relating to salaries of County Commissioners of Buncombe County".

H. B. 1117, An act to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State.

S. B. 515, An act to amend Chapter One Hundred Twenty-three Private Laws One Thousand Nine Hundred Twenty-seven, relating to salaries of certain officials of the City of Asheville.



H. B. 1022, An act to amend Chapter One Hundred and Sixteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-seven relative to the fees of the Sheriff of Wilson County.

H. B. 1246, An act to provide for the compensation of the Solicitor of the County Court of Warren County on a fee basis.

On motion of Mr. Sutton, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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## EIGHTY-EIGHTH DAY

### HOUSE OF REPRESENTATIVES,

Saturday, April 18, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. J. F. Burkhead, Assistant Sergeant-at-Arms, of the House.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

With a favorable report.

### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 557, A bill to be entitled An act to provide for the payment of property taxes due Columbus County in installments.

Referred to the Committee on Finance.

S. B. 562, A bill to be entitled An act correcting a typographical error in S. B. 534 passed in the 1931 Session.

Referred to the Committee on the Calendar.

S. B. 563, A bill to be entitled An act to provide for installment payment of taxes in Hertford County, and to provide other relief.

Referred to the Committee on Finance.

H. B. 914, A bill to be entitled An act providing for the appointment of a School Board for the Asheville Local Tax School District, and defining its powers and duties.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 536, A bill to be entitled An act to correct a clerical error in the Enrollment of H. B. 247, as amended.

Referred to the Committee on the Calendar.

S. B. 538, A bill to be entitled An act to repeal Sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924, and to provide substitutes therefor.

Referred to the Committee on the Calendar.

S. B. 548, A bill to be entitled An act to authorize the City of Statesville to issue sewer bonds, and to provide for the payment thereof.

Referred to the Committee on Finance.

S. B. 553, A bill to be entitled An act to assure payment and disbursement in full of the appropriation for the support of the six months school term, and to provide for the issuance of general fund notes of the State for the purpose of balancing revenues and disbursements, and in anticipation of taxes.

Referred to the Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1254, A bill to be entitled An act supplemental to An act to appoint members of the Boards of Education of the several counties, and relating solely to Lee County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 554, A bill to be entitled An act to repeal Chapter 148 of the Public-Local and Private Laws of 1929, relating to the Town of Rockingham, Richmond County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 541, A bill to be entitled An act to amend the Charter of the Town of Lincolnton.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1226, A bill to be entitled An act repealing the annexation of the Shoal Creek Graded School District in Jackson County with the Whittier Graded School District.

Having been recalled from the Senate, on motion of Mr. Cox of Jackson, the vote by which the bill passed its third reading is reconsidered, and on motion of Mr. Cox of Jackson, the bill is laid on the Table.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1106, An act to repeal Sub-section Ten of Section Thirty-eight of Chapter Three Hundred Eighty of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen.

H. B. 1239, An act to amend House Bill One Hundred and Eighty-nine, of the General Assembly of One Thousand Nine Hundred and Thirty-one, relating to the jurisdiction of Justices of the Peace to try certain criminal cases involving worthless checks.

H. R. 1258, A Joint Resolution relative to the death of Honorable Samuel M. Gattis, of Orange County, Speaker of the House of Representatives One Thousand Nine Hundred Three.



S. R. 535, A Joint Resolution allowing the Junior League of the City of Raleigh to conduct a refreshment stand in the Capitol during the Sessions of the General Assembly.

H. B. 1194, An act to authorize the school authorities and County Auditor of Carteret County to issue certificates of indebtedness to teachers.

S. B. 550, An act to amend the Charter of the Town of Mr. Pleasant.

H. B. 1103, An act relating to compensation for the Sheriff of McDowell County.

S. B. 549, An act to amend Public-Local Laws, Chapter Four Hundred and Sixty-six, One Thousand Nine Hundred and Twenty-nine, so as to except the Town of Murphy from Pool Room Law.

H. B. 960, An act to allow the County Commissioners and the Board of Education of Polk County to aid in re-opening the Polk County Bank and Trust Company.

H. B. 1256, An act to amend Chapter One Hundred, Public Laws of One Thousand Nine Hundred and Twenty-nine relative to the Advisory Budget Commission and to provide for the filling of vacancies on said Commission.

H. B. 1222, An act to validate certain bonds and notes of the Town of Laurinburg.

H. B. 1213, An act to amend the Local Government Act (Senate Bill One Hundred and Sixty-two, ratified March Third, One Thousand Nine Hundred and Thirty-one).

H. B. 1051, An act to amend Section Two Thousand Nine Hundred and Thirty-five of the Consolidated Statutes, in relation to temporary loans of municipalities.

On motion of Mr. Harris, the House adjourns, and will meet Monday at 10 o'clock A. M.

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### EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES,  
Monday, April 20, 1931.

The House meets pursuant to adjournment, and is called to order by Principal Clerk Thad Eure, in the absence of Mr. Speaker Smith who designated Mr. Cherry, the Gentleman from Gaston as Speaker Pro tempore.

Prayer by Dr. C. W. Higgins, Sergeant-at-Arms.

Mr. Parker, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 914, A bill to be entitled An act providing for the appointment of a School Board for the Asheville Local Tax School District, and defining its powers and duties.

For concurrence in Senate amendment.

On motion of Mr. Howell the House concurs in Senate amendment and the bill is ordered Enrolled.

On motion of Mr. Cox of Jackson the House adjourns and will meet tomorrow at 10 o'clock A. M.

## NINETIETH DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, April 21, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. Corey, Engrossing Clerk of the Senate.

Mr. Parker for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Crouse: H. B. 1267, A bill to be entitled An act relative to fox hunting in Alleghany County.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 565, A bill to be entitled An act to regulate the sale of corn in Edgecombe County.

Referred to the Committee on Agriculture.

H. B. 1172, A bill to be entitled An act to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate Veteran of Franklin County, on the Pension Roll.

For concurrence in the Senate amendment.

House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 1206, A bill to be entitled An act to place Mrs. Rufus R. Harris of Franklin County on the Confederate Pension Roll.

For concurrence in the Senate amendment.

House concurs in Senate amendment, and the bill is ordered Enrolled.

H. B. 1218, A bill to be entitled An act to place the name of Mrs. W. H. Bason, of Alamance County, on the Pension List.

For concurrence in the Senate amendment.

House concurs in Senate amendment, and the bill is ordered Enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute for H. B. 712, A bill to be entitled An act to amend Chapter 17 of the Public-Local Laws of 1927, relating to the Recorder's Court of Jackson County.

For concurrence in the Senate Substitute.



Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 1262, A bill to be entitled An act to repeal House Bill number 969 of the 1931 Session of the General Assembly of North Carolina entitled "An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor".

On motion of Mr. Pitts the bill is taken from the Finance Committee and placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 410, An act to place the names of certain Confederate Soldiers and widows of Confederate Soldiers on the Pension List.

S. B. 541, An act to amend the Charter of the Town of Lincolnton.

S. B. 554, An act to repeal Chapter One Hundred Forty-eight of the Public-Local and Private Laws of One Thousand Nine Hundred Twenty-nine, relating to the Town of Rockingham, Richmond County.

H. B. 1096, An act to pay the burial expenses of Abe Bowes, a Confederate Veteran of Person County.

H. B. 1189, An act to authorize the Town of Mebane to issue sewer bonds and to provide for the payment thereof.

H. B. 1144, An act to amend House Bill Six Hundred and Four, Session of the General Assembly of One Thousand Nine Hundred and Thirty-one, relating to the Benson School District.

S. B. 422, An act to amend Local Government Act (Senate Bill One Hundred Sixty-two, ratified March third, One Thousand Nine Hundred Thirty-one).

H. B. 914, An act providing for the appointment of a School Board for the Asheville Local Tax School District and defining its powers and duties.

On motion of Mrs. Mebane the House adjourns and will meet tomorrow at 12 o'clock noon.

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#### NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, April 22, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. P. H. Fields of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis of Hyde: H. B. 1268, A bill to be entitled An act to amend Section 1294 of the Consolidated Statutes providing for filling a vacancy on the Board of County Commissioners of Hyde County by a vote of the people.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1269, A bill to be entitled An act to provide for calling an election for two additional County Commissioners in Hyde County on petition of 25 per cent of the voters of said County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Johnson of Currituck: H. B. 1270, A bill to be entitled An act to require the Board of County Commissioners of Currituck County to post the proceedings of their regular and special meetings.

Referred to the Committee on Counties, Cities, and Towns.

By Messrs. Moss and Woodard: H. B. 1271, A bill to be entitled An act to repeal Article XI, Consolidated Statutes, designated as Sections 6763 to 6776 inclusive, being known as the Chapter creating the Board of Chiropractic Examiners and all amendments thereto.

Referred to the Committee on the Calendar.

And

H. B. 1272, A bill to be entitled An act authorizing the payment of fees to police officers for seizing stills in Nash County, and authorizing the Commissioners of Nash County to hire out to work prisoners confined in the County jail.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Pitts and Crouse: H. B. 1273, A bill to be entitled An act to amend Chapter 218, Public Laws of 1929, in relation to State Highway Patrol so said Act will conform to the State Road Law, ratified March 20, 1931.

Referred to the Committee on the Calendar.

By Messrs. Jeffress, Spence and Ruffin: H. B. 1274, A bill to be entitled An act to prescribe certain powers and duties of the State Board of Health.

Referred to the Committee on the Calendar.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

Second Committee Substitute for H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.



H. B. 1113, A bill to be entitled An act to provide for submission to the qualified voters of the State the question of the appointment by the Governor of the members of the Corporation Commission, the Commissioner of Labor, the Commissioner of Agriculture and the Insurance Commissioner.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 568, A bill to be entitled An act amending the Charter of the Town of Middlesex, Nash County, North Carolina.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 569, A bill to be entitled An act relative to tax suits in Duplin County.

Referred to the Committee on Finance.

S. B. 570, A bill to be entitled An act to repeal Chapter 532, Public-Local Laws, and Private Laws of 1927, relative to the enforcement of the Prohibition Law in Polk County, and to re-enact its provisions as amended. Referred to the Committee on Judiciary No. 1.

S. B. 571, A bill to be entitled An act to amend the law in connection with the Andrews School District in Cherokee County.

Referred to the Committee on Education.

S. B. 574, A bill to be entitled An act to appoint a Boxing Commission for Wayne County.

Referred to the Committee on Judiciary No. 2.

S. B. 575, A bill to be entitled An act to clarify the fees charged by the Clerk of the Superior Court of Caswell County for probating, and the Register of Deeds of Caswell County for recording irregular instruments.

Referred to the Committee on Salaries and Fees.

S. B. 572, A bill to be entitled An act to be amended relative to the appointment of Justice of the Peace in Swain County.

On motion of Mr. Morphew, the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 573, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Bertie County.

Referred to the Committee on Calendar.

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws 1927, relative to the propagation of game in North Carolina.

Placed on the Calendar for concurrence in the Senate amendment.

Senate Substitute for H. B. 994, A bill to be entitled An act to amend Section 6465 of the Consolidated Statutes pertaining to notice of non-payment of insurance premium before forfeiture.

Placed on the Calendar for concurrence in the Senate Substitute.

H. B. 1250. A bill to be entitled An act supplemental to H. B. 1039, the same being, "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense", which was ratified on the 15th day of April, 1931.

For concurrence in the Senate amendment.

On motion of Mr. Cranor, the House concurs in Senate amendment, and the bill is ordered Enrolled.

SENATE CHAMBER,  
April 21, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees, appointed to consider the differences arising between the two bodies on H. B. 1118, title, "to appoint justices of the peace for the several counties of North Carolina", to the end that you may order the bill Enrolled for ratification if similar action is taken.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

#### CONFERENCE REPORT

To the Senate and House of Representatives:

We, the undersigned members of the Conference Committee, appointed to consider and adjust the differences between the Senate and House concerning House Bill No. 1118, being the Omnibus Bill appointing Justices of the Peace, respectfully report and recommend as follows:

1. That the House recede from the appointment of all those named as Justices of the Peace in Section One of said bill under the heading "Randolph County" and that their names be stricken from the bill.

2. That the Senate recede from the appointment of all those named as Justices of the Peace under the heading "Davie County" by Senate amendments adding a new Section to House Bill No. 1118, and that their names be stricken out.

Respectfully submitted,  
J. R. BAGGETT,  
W. E. LYNCH,  
*Conferees for the Senate.*  
E. B. CLOUD,  
J. R. YOUNG,  
FRED P. PARKER, JR.,  
*Conferees for the House.*

The report is adopted and a similar report having already been adopted by the Senate the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1238, A bill to be entitled An act relating to the coming election in the Town of Frairmont, Robeson County.

On motion of Mr. White of Robeson, the bill is taken from the Committee on Election Laws and placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Halstead, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:



H. B. 1086, An act to authorize the State Auditor to issue to Dixie McCrary, of Surry County, pension warrant for fifty-two dollars and fifty cents in replacement of warrant lost or burned.

H. B. 1264, An act to authorize the Board of Commissioners of Mecklenburg County to contribute to the expense of operating the Sheriff's office of said County from the first day of June, One Thousand Nine Hundred Thirty-one, to the first day of December, One Thousand Nine Hundred Thirty-one.

H. B. 1232, An act to validate the acts of the County Board of Education of Mitchell County.

H. B. 1099, An act to amend Section One Thousand One Hundred Ninety of the Consolidated Statutes relating to involuntary dissolution of corporations.

H. B. 1263, An act supplementary to House Bill One Thousand Thirty-nine, the same being "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, to fix their term of office and limit the compensation at State expenses," which was ratified on the fifteenth day of April One Thousand Nine Hundred Thirty-one.

H. B. 1240, An act to amend Section Four Hundred Seventy-three of the Consolidated Statutes relating to additional jurors from other counties instead of removal.

H. B. 1176, An act to provide for the collection of delinquent taxes in Buncombe County.

H. B. 1172, An act to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate Veteran of Franklin County, on the Pension Roll.

H. B. 1206, An act to place Mrs. Rufus R. Harris of Franklin County on the Confederate Pension Roll.

H. B. 712, An act to amend Chapter Seventeen of the Public-Local Laws of One Thousand Nine Hundred Twenty-seven, relating to the Recorder's Court of Jackson County.

H. B. 1218, An act to place the name of Mrs. W. H. Bason of Alamance County on the Pension List.

H. B. 1242, An act to amend House Bill number Three Hundred Thirty-eight, ratified March twentieth, One Thousand Nine Hundred Thirty-one, known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.

H. B. 1190, An act to amend Chapter One Hundred Thirteen, Section Two, Public Laws of One Thousand Nine Hundred Twenty-one, relating to the fees of Justices of the Peace.

H. B. 358, An act to amend Section Eight Thousand and Eighty-one, Sub-section (a) of the Consolidated Statutes.

H. B. 1151, An act to amend Consolidated Statutes One Thousand Two Hundred Ninety-seven (Seventeen) and One Thousand Two Hundred Ninety-seven (Thirty-one) so as to provide for working certain prisoners on the public streets of cities and towns.

H. B. 1122, An act to extend the time for payment of street assessments in the Town of East Flat Rock.

S. B. 417, An act to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and side walk assessments for the year One Thousand Nine Hundred Thirty-one and subsequent years.

• H. B. 1166, An act to amend Section Two Thousand Nine Hundred and Forty-two, Consolidated Statutes, The Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

H. B. 816, An act to amend Chapter Two Hundred and Fifty-eight of the Public Laws of One Thousand Nine Hundred and Twenty-nine with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other states.

S. B. 447, An act to provide for the establishment of a Department of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

On motion of Mr. White of Robeson, the House adjourns and will meet tomorrow at 12 o'clock noon.

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### NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES,

Thursday, April 23, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. R. Walker of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Upon motion of Mr. MacLean, S. B. 571 is ordered recalled from the Committee on Education and recommitted to the Committee on the Calendar.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnston of Ashe, for the Committee on the Calendar.

S. B. 552, A bill to be entitled An act to amend Chapter 138, Public Laws, 1919, adding a practicing dentist to the Joint Board of Health for the County of Wake and City of Raleigh.

And

S. B. 536, A bill to be entitled An act to correct a clerical error in the Enrollment of House Bill 247, as amended.

And

S. B. 562, A bill to be entitled An act correcting a typographical error in Senate Bill No. 534, passed in the 1931 Session.

And

H. B. 670, A bill to be entitled An act to incorporate the Town of Todd in Watauga and Ashe Counties.

And

H. B. 1260, A bill to be entitled An act to appoint S. F. Lowery a member of the Board of Education of Jones County to fill vacancy caused by the death of J. J. Simmons.

And

H. B. 1273, A bill to be entitled An act to amend Chapter 218, Public Laws of 1929, in relation to State Highway Patrol so said Act will conform to the State Road Law, ratified March 20, 1931.



With favorable reports.

And

H. B. 1274, A bill to be entitled An act to prescribe certain powers and duties of the State Board of Health.

The Committee recommends that the bill be recommitted to the Committee on Health.

It is so ordered.

And

S. B. 538, A bill to be entitled An act to repeal Sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924 and to provide substitutes therefor.

The Committee recommends that the bill be recommitted to the Committee on Health.

It is so ordered.

By Mr. Edwards, for the Committee on the Calendar.

S. B. 571, A bill to be entitled An act to amend the law in connection with the Andrews School District in Cherokee County.

With a favorable report.

On motion of Mr. Edwards the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 570, A bill to be entitled An act to repeal Chapter 532, Public-Local and Private Laws of 1927, relative to the enforcement of the Prohibition Law in Polk County, and to re-enact its provisions as amended.

With a favorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 568, A bill to be entitled An act amending the Charter of the Town of Middlesex, Nash County, North Carolina.

And

H. B. 1270, A bill to be entitled An act to require the Board of County Commissioners of Currituck County to post the proceedings of their regular and special meetings.

With favorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 575, A bill to be entitled An act to clarify the fees charged by the Clerk of the Superior Court of Caswell County for probating, and the Register of Deeds of Caswell County for recording irregular instruments.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Johnson of Chatham: H. B. 1275, A bill to be entitled An act to repeal Chapter 166, Private Laws, 1913, relating to the Charter of the Town of Bonlee in Chatham County.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Puett, Davis, Cherry, and Johnson of Chatham: H. B. 1276, A bill to be entitled An act to amend House Bill number 338, ratified March 20. 1931. known as the State Road Law, so as to provide for a refund of tax on gasoline used for operating cotton gins, grist mills and sawmills.

Referred to the Committee on Roads.

By Mr. Thomas: H. B. 1277, A bill to be entitled An act to amend Section 3, Chapter 335, Public Laws of 1929, relating to the fee for a non-resident State fishing license.

Referred to the Committee on the Calendar.

By Mr. Braddy: H. B. 1278, A bill to be entitled An act to place Mrs. Annie E. Hines of Bladen County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Seawell: H. B. 1279, A bill to be entitled An act to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever and wherever such purchase may be effected.

Referred to the Committee on Finance.

By Mr. Gwyn: H. B. 1280, A bill to be entitled An act to amend House Bill number 698, relating to the fees of the Sheriff of Caldwell County.

Referred to the Committee on Salaries and Fees.

By Mr. Crudup, H. B. 1281, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Vance County.

Referred to the Committee on the Calendar.

By Mr. MacLean: H. B. 1282, A bill to be entitled An act authorizing the transfer of part of the surplus in the bond fund of Beaufort County to the General County Road Fund of Beaufort County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Lumpkin: H. B. 1283, A bill to be entitled An act to validate the official acts of J. O. Purnell, a Justice of the Peace of Franklin County.

Referred to the Committee on the Calendar.

And

H. B. 1284, A bill to be entitled An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate Veteran of Franklin County, on the Pension Roll.

Referred to the Committee on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for H. B. 1146, A bill to be entitled An act to require filling stations and places of business within one mile of the Mount Moriah Methodist Episcopal Church and Euto Presbyterian Church and Euto Baptist Church in New Salem Township, Union County, to close on Sunday during certain hours.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

S. B. 559, A bill to be entitled An act amending Senate Bill 224, ratified March 2, 1931, being An act to amend Chapter Ninety-five Public-Local Laws of One Thousand Nine Hundred and Twenty-one and Chapter Six Hundred and Thirteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-three.



Passes its second and third readings, and is ordered Enrolled.

H. B. 843, A bill to be entitled An act to amend Chapter 51, Public Laws 1927, relative to the propagation of game in North Carolina.

For concurrence in Senate amendment.

House concurs in Senate amendment and the bill is ordered Enrolled.

H. B. 1193, A bill to be entitled An act to amend Sections 5337, 5338, and 5339 of Consolidated Statutes.

As amended, passes its third reading and is ordered Engrossed and sent to the Senate.

H. B. 1221, A bill to be entitled An act to amend Chapter 58, Public Laws 1925 entitled, "An act to define and regulate group life insurance".

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 558, A bill to be entitled An act to correct an error in Enrollment of H. B. 943, ratified April 13, 1931, entitled "An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act".

Passes its second and third readings, and is ordered Enrolled.

S. B. 560, A bill to be entitled An act to provide for ex-soldiers of the World War and members of their families and beneficiaries under any Government insurance and adjusted compensation certificate to obtain from the Bureau of Vital Statistics death and birth certificates without cost.

Passes its second and third readings, and is ordered Enrolled.

Senate Substitute for H. B. 994, A bill to be entitled An act to amend Section 6455 of the Consolidated Statutes pertaining to notice of non-payment of insurance premium before forfeiture.

Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

S. B. 539, A bill to be entitled An act to validate certain water bonds of the Town of Boone.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Burgin, Butler, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Edwards, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gill, Graham, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pitts, Puett, Reading, Reed, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Upchurch, White of Chowan, Whitely, Woodall, Woodard, and Young of Harnett—76.

Those voting in the negative are: None.

## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1119, An act to amend House Bill Three Hundred Thirty-eight entitled, "A bill to be entitled An act to amend Chapter Two, Public Laws of One Thousand Nine Hundred Twenty-one, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof".

H. B. 1262, An act to repeal House Bill number Nine Hundred and Sixty-nine of the One Thousand Nine Hundred and Thirty-one Session of the General Assembly of North Carolina entitled, "An act requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor".

H. B. 1250, An act supplemental to House Bill One Thousand Thirty-nine, the same being "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their term of office and limit compensation at State expense", which was ratified on the fifteenth day of April, One Thousand Nine Hundred Thirty-one.

H. B. 1267, An act relative to fox hunting in Alleghany County.

S. B. 572, An act to amend House Bill One Thousand One Hundred Eighteen, relative to appointment of Justices of Peace in Swain County.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock.

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NINETY-THIRD DAY

## HOUSE OF REPRESENTATIVES,

Friday, April 24, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. White of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. White of Robeson, for the Committee on Agriculture.

H. B. 1237, A bill to be entitled An act to amend Chapter 144, Public Laws, 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of cooperative organizations".

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Long of Halifax, for the Committee on Health.

H. B. 1274, A bill to be entitled An act to prescribe certain powers and duties of the State Board of Health.

And



S. B. 538, A bill to be entitled An act to repeal Sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924 and to provide substitutes therefor. With favorable reports.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 1275, A bill to be entitled An act to repeal Chapter 166, Private Laws, 1913, relating to the Charter of the Town of Bonlee in Chatham County.

With a favorable report.

By Mr. Seawell, for the Committee on Propositions and Grievances.

H. B. 1202, A bill to be entitled An act to regulate the sale in North Carolina of all wearing apparel and articles for domestic use manufactured by convict labor.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows: And they are sent to the Senate.

H. B. 1193, A bill to be entitled An act to amend Sections 5337, 5338 and 5339 of Consolidated Statutes to provide for appointment of Drainage Commissioners.

H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

#### CONFEREES' REPORT ON HOUSE BILL NO. 287

The conferees on House Bill No. 287 not being able to reach an agreement, respectfully ask that they be discharged.

JOHN B. CRUDUP,  
HENRY B. EDWARDS,  
LILY C. MEBANE,  
(For House Committee.)

The conferees are discharged with the understanding that new conferees will be appointed.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mrs. Mebane: H. R. 1285, A Joint Resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

Referred to the Committee on the Calendar.

By Mr. Crouse: H. B. 1286, A bill to be entitled An act to amend Section 1331 of the Consolidated Statutes relative to the auditing of county accounts.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ewbank: H. R. 1287, A Joint Resolution of the House and Senate instructing the Principal Clerk of the House to have printed one thousand (1,000) copies of House Bill 25, and to instruct the County Government Commission to distribute same to the various subdivisions of the State.

Passed first reading.

Rules suspended.

As amended, passes its second and third readings, and is ordered Engrossed.

By Mr. Gay: H. B. 1288, A bill to be entitled An act with reference to the duties of the Board of Commissioners for Northampton County relative to Juvenile Court of said County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Young of Durham: H. B. 1289, A bill to be entitled An act to amend House Bill number 148, of the 1931 General Assembly, the same being entitled "An act to amend Chapter 119, Public Laws of 1929 relating to the State Barbers' License Law".

Referred to the Committee on the Calendar.

By Mr. White of Robeson: H. B. 1290, A bill to be entitled An act to place Mrs. Maggie Norment, widow of Major Richard Norment, of Robeson County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Cox of Forsyth: H. B. 1291, A bill to be entitled An act to exempt mutual burial associations from the provisions of Chapter 106 Consolidated Statutes and Laws amendatory thereto.

Referred to the Committee on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 579, A bill to be entitled An act to amend Chapter 43 of the Public Laws of 1929, relative to fixing the interest or discount rate which an agricultural credit corporation or association, organized under the laws of the State of North Carolina may charge on loans for agricultural purposes.

Referred to the Committee on Agriculture.

S. B. 578, A bill to be entitled An act relative to tax suits in Bertie and Northampton Counties.

Referred to the Committee on Finance.

S. B. 581, A bill to be entitled An act to amend H. B. 25, being known as "An act to repeal Chapter 221 of Public Laws of North Carolina, Session of 1927, and acts amendatory thereto ratified April 8, 1931.

On motion of Mr. Pitts, the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1238, A bill to be entitled An act relating to the coming election in the Town of Fairmount, Robeson County.

For concurrence in the Senate amendment.

On motion of Mr. White of Robeson, House concurs in Senate amendment, and the bill is ordered Enrolled.

S. B. 576, A bill to be entitled An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to State Barber License Law.

On motion of Mr. Parker, the rules are suspended, and the bill is placed on its immediate passage.



Passes its second and third readings, and is ordered Enrolled.

H. B. 1065, A bill to be entitled An act to revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law.

Placed on the Calendar, for concurrence in the Senate amendment.

H. B. 1184, A bill to be entitled An act to amend Section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries.

For concurrence in the Senate amendment.

On motion of Mr. Cherry, the House fails to concur in the Senate amendment, and a conference is asked for.

The Speaker appoints as Conferees on the part of the House, Messrs. Cherry, Newman, and Crouse. And the Senate is so notified.

S. B. 584, A bill to be entitled An act to authorize the school authorities and County Auditor of Craven County to issue certificates of indebtedness to teachers.

On motion of Mr. Willis, the bill is placed upon its immediate passage. Passed its first reading.

Rules suspended.

Passes its second and third reading, and is ordered Enrolled.

Senate Substitute for H. B. 1167, A bill to be entitled An act being a bill entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Placed on the Calendar, for concurrence in the Senate Substitute.

#### SENATE MESSAGE

H. B. 929, A bill to be entitled An act to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

For concurrence in the Senate amendments.

Mr. Johnston of Ashe, makes a motion that the House do not concur in the Senate amendments, and that a conference be appointed.

Mr. Cherry moves as a substitute motion that the House concur in the Senate amendments. Upon this Mr. Johnston of Ashe, calls for the "ayes" and "noes". The call is sustained, and the motion to concur in the Senate amendments is lost by the following vote.

Those voting in the affirmative are: Messrs. Allen, Brooks, Cherry, Connor, Cox of Jackson, Crudup, Edwards, Ervin, Ewbank, Gill, Groves, Gwyn, Harris, Hood, Jeffress, LeGrand, Mebane, McRae, Neal, Newman, Pitts, Puett, Readling, Seawell, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Waynick, White of Robeson—33.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brown, Bruton, Burgin, Butler, Cloud, Cranor, Crouse, Davis of Hyde, Davis of Warren, Day, Doshier, Etheridge, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Gwaltney, Halstead, Haynes of Surry, Helms, Henry, Hipps, Holmes, James, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Long of Alamance, Long of Halifax, Lyon, Morphew, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Smith, Willis, Whitley, Woodall, and Young of Harnett—51.

The House having refused to concur in the Senate amendments, the question now recurs upon the motion of Mr. Johnston of Ashe, that the

House do not concur in the Senate amendments, and a conference be appointed, which motion prevails.

The Speaker appoints as Conferees on the part of the House Messrs. Moss, Norman, and Etheridge. And the Senate is so notified.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute Bill for H. R. 554, A Joint Resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh, a Memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, One Thousand Seven Hundred and Sixty-five.

Substitute adopted.

Passes its second reading, and remains on the Calendar.

H. B. 1273, A bill to be entitled An act to amend Chapter 218, Public Laws of 1929, in relation to State Highway Patrol so said act will conform to the State Road Law, ratified March 20, 1931.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1260, A bill to be entitled An act to appoint T. F. Lowery, a member of the Board of Education of Jones County, to fill vacancy caused by the death of J. J. Simmons.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1270, A bill to be entitled An act to require the Board of County Commissioners of Currituck County to post the proceedings of their regular and special meetings.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 536, A bill to be entitled An act to correct a clerical error in the Enrollment of House Bill 247, as amended.

Passes its second and third readings, and is ordered Enrolled.

S. B. 570, A bill to be entitled An act to repeal Chapter 532, Public-Local and Private Laws of 1927, relative to the enforcement of the Prohibition Law in Polk County and to reenact its provisions as amended.

Passes its second and third readings, and is ordered Enrolled.

S. B. 575, A bill to be entitled An act to clarify the fees charged by the Clerk of the Superior Court of Caswell County for probating, and the Register of Deeds of Caswell County for recording irregular instruments.

Passes its second and third readings and is ordered Enrolled.

S. B. 170, A bill to be entitled An act relating to the granting of license to practice law by the Supreme Court of North Carolina.

A minority report having been filed, the question now recurs upon the adoption of said report.

The report is adopted.

The question now recurs upon the adoption of the bill on its several readings.

On motion of Mr. Brooks, the bill is laid on the Table.

S. B. 552, A bill to be entitled An act to amend Chapter 138, Public-Local Laws, 1919, adding a practicing dentist to the Joint Board of Health for the County of Wake and City of Raleigh.



Passes its second and third readings, and is ordered Enrolled.

S. B. 562, A bill to be entitled An act correcting a typographical error in Senate Bill 534, passed in the 1931 Session.

Passes its second and third readings, and is ordered Enrolled.

S. B. 568, A bill to be entitled An act amending the Charter of the Town of Middlesex, Nash County, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 539, A bill to be entitled An act to validate certain water bonds of the Town of Boone.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, Morphew, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Waynick, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—81.

Those voting in the negative are: None.

H. B. 670, A bill to be entitled An act to incorporate the town of Todd in Watauga and Ashe Counties.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Black, Braddy, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Halstead, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Halifax, Loven, Lumpkin, Lyon, Morphew, McBee, McDevitt, McEachern, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Waynick, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—81.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 994, An act to amend Section Six Thousand Four Hundred and Sixty-five of the Consolidated Statutes pertaining to notice of non-payment of insurance premium before forfeiture.

H. B. 1141, An act regulating the salary of the Sheriff, Register of Deeds and Clerk of the Superior Court of Forsyth County.

S. B. 559, An act amending Senate Bill number Two Hundred Twenty-four, ratified March second, One Thousand Nine Hundred Thirty-one, being

An act to amend Chapter Ninety-five, Public-Local Laws of One Thousand Nine Hundred and Twenty-one, and Chapter Six Hundred and Thirteen, Public-Local Laws of One Thousand Nine Hundred and Twenty-three.

S. B. 560, An act to provide for ex-soldiers of the World War and members of their families and beneficiaries under any Government insurance or adjusted compensation certificate to obtain from the Bureau of Vital Statistics death and birth certificates without cost.

S. B. 558, An act to correct an error in Enrollment of House Bill Nine Hundred and Forty-three, ratified April thirteenth, One Thousand Nine Hundred and Thirty-one, entitled "An act to amend Chapter One Hundred and Twenty, Public Laws of One Thousand Nine Hundred and Twenty-nine, the same being known as the Workmen's Compensation Act".

S. B. 571, An act to amend the law in connection with the Andrews School District in Cherokee County.

H. B. 843, An act to amend Chapter Fifty-one, Public Laws One Thousand Nine Hundred and Twenty-seven, relative to the propagation of game in North Carolina.

H. B. 1118, An act to appoint Justices of the Peace for the several counties of North Carolina.

H. B. 1238, An act relating to the coming election in the Town of Fairmont, Robeson County.

On motion of Mr. Gay, S. B. 137, A bill to be entitled An act to relieve church property in the Town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters, is taken from the unfavorable Calendar and recommitted to the Committee on Finance.

On motion of Mr. Spence the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## NINETY-FOURTH DAY

### HOUSE OF REPRESENTATIVES,

Saturday, April 25, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. J. C. Johnson, Assistant Sergeant-at-Arms of the House.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1251, A bill to be entitled An act to amend the Law relating to jury trials in the Recorder's Court of Burke County.

And

H. B. 1252, A bill to be entitled An act to authorize County Commissioners to abolish County Recorders' Courts.



And

H. B. 1277, A bill to be entitled An act to amend Section 3, Chapter 335, Public Laws of 1929, relating to the fee for a non-resident State fishing license.

And

H. B. 1283, A bill to be entitled An act to validate the official acts of J. O. Purnell, a Justice of the Peace of Franklin County.

And

S. B. 573, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Bertie County.

And

H. R. 1285, A Joint Resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

And

H. B. 1289, A bill to be entitled An act to amend House Bill number 148 of the 1931 General Assembly, the same being entitled, "An act to amend Chapter 119, Public Laws of 1929, relating to the State Barbers' License Law".

With favorable reports.

And

H. B. 1284, A bill to be entitled An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate Veteran, of Franklin County, on the Pension Roll.

And

H. B. 1281, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Vance County.

With favorable reports, as amended.

#### ENGROSSED BILLS

Mr. Crudup, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows:

H. B. 1273, A bill to be entitled An act to amend Chapter 218, Public Laws 1929, in relation to State Highway Patrol, so said Act will conform to the State Road Law, ratified March 20, 1931.

H. R. 1287, A Joint Resolution of the House and Senate instructing the Principal Clerk of the House to have printed one thousand (1,000) copies of House Bill 25, and to instruct the County Government Commission to distribute same to the various subdivisions of the State.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

Substitute for Committee Substitute H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus, and agencies of the State Government, and providing for the reduction of salaries of all officers, employees, and agents of the State.

Placed on the Calendar for concurrence in the Senate amendments.

S. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina; promote the public welfare, to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at deep tidewater; create a Port Commission, prescribe its duties and powers and for other purposes.

Referred to the Committee on Appropriations.

S. B. 588, A bill to be entitled An act to amend H. B. No. 1039, ratified April 15, 1931, reducing the Board of Education of Avery County from five to three members.

Placed on the Calendar.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 539, An act to validate certain water bonds of the Town of Boone.

S. B. 552, An act to amend Chapter One Hundred and Thirty-eight, Public-Local Laws, One Thousand Nine Hundred and Nineteen, adding a practicing dentist to the Joint Board of Health for the County of Wake and City of Raleigh.

S. B. 562, An act correcting a typographical error in Senate Bill Five Hundred Thirty-four passed in the One Thousand Nine Hundred Thirty-one Session.

H. B. 345, An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County.

S. B. 568, An act amending the Charter of the Town of Middlesex, Nash County, North Carolina.

S. B. 536, An act to correct a clerical error in the Enrollment of House Bill Two Hundred Forty-seven, as amended.

H. B. 1272, An act authorizing the payment of fees to police officers for seizing stills in Nash County, and authorizing the Commissioners of Nash County to hire out or work prisoners confined in the County jail.

H. B. 1224, An act to amend Chapter One Hundred and Thirty-one, Public-Local Laws One Thousand Nine Hundred and Twenty-five, relating to the commissions allowed the Sheriff for collecting taxes in Yancey County.

H. B. 1220, An act to amend Chapter Two Hundred Fifty, Public-Local Laws of One Thousand Nine Hundred Twenty-five, relating to the salaries of certain officers of Sampson County.

S. B. 575, An act to clarify the fees charged by the Clerk of the Superior Court of Caswell County for probating, and the Register of Deeds of Caswell County for recording irregular instruments.

S. B. 576, An act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine relating to State Barber License Laws.

S. B. 570, An act to repeal Chapter Five Hundred Thirty-two, Public-Local and Private Laws of One Thousand Nine Hundred Twenty-seven, relative to the enforcement of the Prohibition Law in Polk County, and to re-enact its provisions as amended.

S. B. 581, An act to amend House Bill number Twenty-five, being known as "An act to repeal Chapter number Two Hundred and Twenty-one of



Public Laws of North Carolina, Session of One Thousand Nine Hundred Twenty-seven, and Acts amendatory thereto", ratified April the eighth, One Thousand Nine Hundred and Thirty-one.

H. B. 1282, An act authorizing the transfer of part of the surplus in the Bond Fund of Beaufort County to the general County Road Fund of Beaufort County.

S. B. 584, An act to authorize the school authorities and County Auditor of Craven County to issue certificates of indebtedness to teachers.

On motion of Mr. Ervin the House adjourns, and will meet Monday night at 8 o'clock P. M.

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### NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES,

Monday night, April 27, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. R. Freeman, of the City of Raleigh.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on Calendar.

H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission, with respect to public service corporations.

With a favorable report as amended.

By Mr. White of Robeson, for the Committee on Agriculture.

S. B. 579, A bill to be entitled An act to amend Chapter 43 of the Public Laws of 1929, relative to fixing the interest or discount rate which an agricultural credit corporation or association, organized under the laws of the State of North Carolina, may charge on loans for agricultural purposes.

And

S. B. 565, A bill to be entitled An act to regulate the sale of corn in Edgecombe County.

With favorable reports.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Edwards: H. B. 1292, A bill to be entitled An act to amend Chapter 435 Public-Local Laws of 1921, relative to the compensation to be paid the County Solicitor of Cleveland County.

Referred to the Committee on Calendar.

By Mr. Binford and Mrs. Mebane: H. B. 1293, A bill to be entitled An act to authorize the Board of Commissioners of Rockingham County to postpone

the advertisement for the sale of land for taxes until the first Monday in November 1931.

Referred to the Committee on Finance.

By Mr. Cherry: H. B. 1294, A bill to be entitled An act relating to tax relief in tax foreclosures when there has been a mistake as to the lands properly chargeable with the taxes sued for or a failure to provide for segregating the taxes against different parcels belonging to the same owner or otherwise.

Referred to the Committee on Finance.

By Mr. Upchurch: H. B. 1295, A bill to be entitled An act to amend Senate Bill 340 relating to the Raleigh Auditorium Building Commission.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Edwards, by request: H. B. 1296, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws, regular Session 1921, being Section 220 (R) Consolidated Statutes, relating to capital stocks of banks.

Referred to the Committee on Banks and Banking.

By Mr. Neal: H. B. 1297, A bill to be entitled An act to prevent the larceny of shrubbery.

Referred to the Committee on Calendar.

By Messrs. Crouse and Flanagan: H. B. 1298, A bill to be entitled An act to raise revenue for the support of the six-months school term.

Referred to the Committee on Finance.

By Messrs. Readling and Garibaldi: H. B. 1299, A bill to be entitled An act to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

Referred to the Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 590, A bill to be entitled An act to amend H. B. 1039, known as the Omnibus School Bill.

Referred to the Committee on Education.

SENATE CHAMBER,  
April 25, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendment to H. B. 929, title, "to amend Chapter 122, Public Laws of 1927, as amended by Chapter 272, Public Laws of 1929, so as to change the rate of automobiles, trucks, truck-tractors, trailers, and semi-trailers, and busses", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Burt and Clarkson.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*



SENATE CHAMBER,  
April 25, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to H. B. 1184, title, "to amend Section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries," and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Haywood and Grier.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

#### CONFERENCE REPORT

We the undersigned Conferees on Senate amendment to House Bill number 918, do recommend that the House concur in Senate amendment.

F. G. GOWER,  
HAYDEN CLEMENT,

*Conferees on the part of the Senate.*

C. W. ALLEN,  
J. M. HOLMES,  
R. T. FULGHUM,

*Conferees on the part of the House.*

The report is adopted and a message is sent to the Senate so notifying them.

#### CONFERENCE REPORT

To the Honorable Speaker of the House of Representatives:

The Conferees on the part of the House, to whom were referred the Senate amendments to Committee Substitute of House Bill 102, being "A bill to be entitled An act to raise revenue", report as follows:

1. That the Senate amendments having no relation to revenue for support of six months school present no serious difficulty and were practically agreed upon in conference.

2. The House Conferees agreed not to concur in the Senate amendments dealing with revenue for support of six months school, and submitted as an equalizing fund, and requested the Senate Conferees to recede from these amendments, particularly Article 5 which was stricken out of the House Bill by the Senate.

3. After protracted discussion and negotiations with the Senate Conferees the House Conferees adopted the following resolutions and submitted to the Senate Conferees.

Resolved that the policy and attitude of the Conferees of the House of Representatives upon the differences arising between the Senate and House of Representatives on H. B. 102 be and they are hereby outlined as follows:

1. The House Conferees will in no event concur in any amendment or procedure releasing the State from taking over and supporting the six

months public schools throughout the State as contemplated by the provisions of what is known as the McLean Act.

2. It being conceded that some form of sales tax is necessary to support the six months school term, in order to avoid an ad valorem levy, the House Conferees will concur in no amendment or procedure which does not levy for this purpose some sort of sales tax; and, the House having provided in the bill passed by it what is known as a General Sales Tax, it is the sense of the House Conferees that it is now the function of the Senate to indicate next its preference as to the form of tax on this subject, since in no other way is agreement possible.

3. The House Conferees will not agree to what is referred to as an equalizing fund in lieu of the foregoing; but will agree that a sub-committee for the House act with a sub-committee of the Senate in drafting a school bill effecting all reasonable economies.

In response to the above resolutions the Senate Conferees submitted the following:

"The Senate Conferees will agree to report to the Senate that in order to carry out the provisions of the so-called MacLean Bill, that it adopt the proposed Hinsdale Bill carrying a so-called luxury or commodity tax, removing from the items subject to taxation such as are not feasible for practical tax collection as applied to costs of collection and supervision, this adoption to be based upon the following conditions precedent:

1. That the adoption of the so-called luxury or commodity tax by this legislature be declared to be at this Session solely levied as an emergency tax and shall not be considered as a permanent form of taxation by the State.

2. That a referendum at the next general election in the year 1932 upon the question of a selected commodity sales tax for the partial support of the six months school term together with a referendum at the same time upon the question of an ad valorem tax for the partial support of the six months school term, as a State source of revenue.

3. That in drafting the school bill all possible economies be contained therein and that the Legislature assume the duty itself of carrying out the economies rather than through other state agencies, but not to the extent of depriving state agencies of further reasonable economies which may be accomplished by budgeting system, nor of depriving county authorities from applying other reasonable economies, such bill to be drawn by a sub-committee of the House and Senate.

4. That regardless of the result of the election the revenue bill and its provisions be carried through the coming biennium, unless practical conditions shall necessitate different action."

The House Conferees declined this proposal on the part of the Senate Conferees, particularly the second paragraph thereof relating to a referendum, but replied to the Senate Conferees that the principle of the luxury tax for support of the six months school without a referendum would be accepted, and proposed further that the Conferees go to their respective Houses for instructions whether to agree.

The Senate Conferees then by an evenly divided vote declined this last proposal of the House Conferees, and thereupon the Conference adjourned.

All of the foregoing resolutions on the part of the House Conferees were



adopted by a majority vote, but the House Conferees are unanimous in asking that they be discharged, or that they receive specific instructions.

Respectfully submitted,

U. L. SPENCE,

Chairman.

A. D. MACLEAN,

R. G. CHERRY,

GURNEY P. HOOD,

R. L. HARRIS,

C. W. ALLEN,

H. G. CONNOR, JR.,

Conferees.

In accordance with the report preceding this, Mr. Moss makes the following recommendation which is adopted.

Be it resolved that the House Conference Committee on the Revenue Bill be authorized, without instructions, to resume its labors with any Conference Committee that is or may be appointed by the Senate.

O. B. MOSS.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1065, A bill to be entitled An act to revise the Law as to the establishment of cartways, to make the same conform to changes in the Public Road Law.

For concurrence in the Senate amendments.

On motion of Mr. Connor the House fails to concur in the Senate amendments, and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Connor, Flanagan, and Johnston of Ashe, and the Senate is so notified.

S. B. 573, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Bertie County.

Passes its second and third readings, and is ordered Enrolled.

S. B. 588, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, reducing the Board of Education of Avery County from five to three members.

On motion of Mr. Neal the bill is recommitted to the Committee on Education.

H. B. 1281, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Vance County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1283, A bill to be entitled An act to validate the official acts of J. O. Purnell, a Justice of the Peace of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1284, A bill to be entitled An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate Veteran of Franklin County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1251, A bill to be entitled An act to amend the Law relating to to abolish County Recorders' Courts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1252, A bill to be entitled An act to authorize County Commissioners to abolish County Recorder's Courts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1275, A bill to be entitled An act to repeal Chapter 166, Private Laws, 1913, relating to the Charter of the Town of Bonlee in Chatham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. R. 554, Joint Resolution authorizing the North Carolina Society Daughters of the American Revolution, to place in the Rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, one thousand seven hundred and sixty-five.

As amended, passes its third reading, and is ordered Engrossed and sent to the Senate.

The original bill is laid on the Table.

Substitute for Committee Substitute for H. B. 60, A bill to be entitled An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State Government and providing for the reduction of salaries of all officers, employees and agents of the State.

For concurrence in the Senate amendments.

On motion of Mr. Harris the House fails to concur in the Senate amendments, and asks that a Conference of six members of the House be appointed.

The Speaker appoints as Conferees on the part of the House, Messrs. Harris, Turner of Guilford, Hipps, Edwards, Woodard, and Cox of Jackson, and the Senate is so notified.

H. B. 1289, A bill to be entitled An act to amend House Bill number 148, of the 1931 General Assembly, the same being entitled "An act to amend Chapter 119, Public Laws of 1929, relating to the State Barbers License Law".

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1274, A bill to be entitled An act to prescribe certain powers and duties of the State Board of Health.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1277, A bill to be entitled An act to amend Section 3, Chapter 335, Public Laws of 1929, relating to the fee for a non-resident State fishing license.

Passes its second reading and remains on the Calendar.

H. R. 1285, Joint Resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



Substitute for H. B. 1237, A bill to be entitled An act to amend Chapter 144, Public Laws 1915, and all amendments thereto, which is, "An act to provide for the incorporation and maintenance of co-operative organizations".

Substitute adopted.

Passes its second reading and remains on the Calendar.

H. B. 670, A bill to be entitled An act to incorporate the Town of Todd in Watauga and Ashe Counties.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Leake, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Norman, Parker, Pitts, Puett, Readling, Ruffin, Seawell, Scarborough, Smith, Spence, Sutton, Tatem, Thomas, Turner of Guilford, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—100.

Those voting in the negative are: None.

Senate Substitute for H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Substitute adopted and remains on the Calendar.

#### ENROLLED BILLS

Mr. Johnson of Halifax, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1171, An act to change the boundary line between the Counties of Ashe and Wilkes.

H. B. 1247, An act to amend House Bill number One Thousand Thirty-nine (1039), ratified March fifteenth, One Thousand Nine Hundred Thirty-one, providing for the appointment of members of the Boards of Education of the respective counties of the State.

H. B. 1225, An act to amend the Act entitled "An act to amend Chapter Three Hundred Ninety-five of the Public-Local Laws of One Thousand Nine Hundred Nine and all Acts amendatory thereof, relating to the City Charter of the City of High Point", ratified the twenty-first day of March, One Thousand Nine Hundred and Thirty-one.

On motion of Mr. Johnson of Halifax the House adjourns, and will meet tomorrow at 11 o'clock A. M.

## NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, April 28, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. E. Kirby of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## PETITIONS AND MEMORIALS

Petitions and memorials are presented, and referred to the Committee on Education.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 1280, A bill to be entitled An act to amend House Bill No. 698 relating to the fees of the Sheriff of Caldwell County.

With a favorable report.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1271, A bill to be entitled An act to repeal Article XI Consolidated Statutes, designated as Sections 6763 and 6776 inclusive, being known as the chapter creating the Board of Chiropractic Examiners, and all amendments thereto.

And

H. B. 1291, A bill to be entitled An act to exempt mutual burial associations from the provisions of Chapter 106 Consolidated Statutes and Laws amendatory thereto.

With unfavorable reports.

By Mr. Moss, for the Committee on Finance.

S. B. 543, A bill to be entitled An act for the relief of J. W. Cooper, Sheriff of Bertie County.

With an unfavorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

H. B. 1286, A bill to be entitled An act to amend Section 1331 of the Consolidated Statutes relative to the auditing of county accounts.

And

H. B. 1299, A bill to be entitled An act to create an Emergency and Pension Fund for the law enforcement officers of Mecklenburg County.

With favorable reports.

By Mr. Connor, for the Committee on Roads.

S. B. 492, A bill to be entitled An act to provide for a record of and check on the license forms, tags and certificates used or issued by State departments and agencies.

With a favorable report.

## ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following En-



grossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

Substitute for H. R. 554, A Joint Resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the Patriots of the Lower Cape Fear, November, one thousand seven hundred and sixty-five.

H. B. 1281, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the Board of Education of Vance and Halifax Counties.

H. B. 1284, A bill to be entitled An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate Veteran, of Franklin County, on the Pension Roll.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis of Warren: H. B. 1300, A bill to be entitled An act to validate the official acts performed between April 1, 1931, and April 24, 1931, by Justices of the Peace appointed in the Omnibus Bill ratified April 24, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Moss: H. B. 1301, A bill to be entitled An act authorizing all boards of commissioners of each county to postpone the advertisement of the sale of land for taxes until the Monday in October 1931.

Referred to the Committee on Finance.

And

H. B. 1302, A bill to be entitled An act to amend Section 2329 of the Consolidated Statutes, exempting trainmen from jury duty.

Referred to the Committee on Calendar.

By Mr. Binford: H. B. 1303, A bill to be entitled An act to authorize the Board of Commissioners of the Town of Madison to postpone the advertisement of the sale of lots for the collection of assessments until the first Monday in November 1931.

Referred to the Committee on Finance.

By Mr. Willis: H. B. 1304, A bill to be entitled An act to amend Chapter 316 Public-Local Laws 1929, relative to delinquent taxpayers in Craven County and to re-enact same as amended.

Referred to the Committee on Calendar.

By Mr. James: H. B. 1305, A bill to be entitled An act to require post mortem examination in cases of death in Pasquotank County.

Referred to the Committee on Calendar.

By Messrs. Bender and Crouse: H. B. 1306, A bill to be entitled An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate Veteran of Jones County, and W. H. Billings, a Confederate Veteran of Alleghany County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Uzzell: H. B. 1307, A bill to be entitled An act to postpone advertising real property for 1930 taxes in Rowan County until June 1, 1931.

Referred to the Committee on Finance.

By Mr. Flanagan: H. B. 1308, A bill to be entitled An act to establish Greenville Electric Service District.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
April 28, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the President has appointed on the part of the Senate as two additional Conferees to continue deliberation with present Conferees on House Bill 102, title, "to raise revenue", Senators Pritchett and Rankin.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

SENATE CHAMBER,  
April 28, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to H. B. 1065, title, "to revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the part of the Senate, to the end that differences existing between the two Bodies may be adjusted, Senators Nixon and Ward of Beaufort.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

#### CONFEREES REPORT

We, the undersigned, appointed Conferees on H. B. 929, respectfully report as follows:

We recommend that the Senate recede from the following amendments: to amend H. B. 929, by striking out in Section One, line 14, the words and figures "fifty-five cents (55)" and inserting in lieu thereof the words and figures "sixty cents (60)". And amendment, by striking out the words and figures "fifty-five cents (55)" in line forty-four of Section One and inserting in lieu thereof the words and figures "sixty cents (60)".



We further recommend that amendment amending Section 3, striking out all of line two and inserting the words, "its ratification", be adopted.

Respectfully submitted,

O. B. MOSS,  
R. B. ETHERIDGE,  
Z. V. NORMAN,

*Conferees on the part of the House.*

FRANCIS CLARKSON,  
E. R. BURT,

*Conferees on the part of the Senate.*

The report is adopted and the Senate is so notified.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 565, A bill to be entitled An act to regulate the sale of corn in Edgecombe County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1277, A bill to be entitled An act to amend Section 3, Chapter 335, Public Laws of 1929, relating to the fee for a non-resident State fishing license.

Passes its third reading, and is ordered sent to the Senate without Engrossment.

Substitute Bill for H. B. 1237, A bill to be entitled An act to amend Chapter 144, Public Laws, 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations".

Passes its third reading, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

S. B. 579, A bill to be entitled An act to amend Chapter 43 of the Public Laws of 1929, relative to fixing the interest on discount rate which an agricultural credit corporation or association organized under the laws of the State of North Carolina, may charge on loans for agricultural purposes.

Passes its second and third readings, and is ordered Enrolled.

Senate Substitute for H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Garibaldi, Gatling, Gill, Greer, Groves, Gwaltney, Gwyn, Halstead, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, McBee, McDevitt, McEachern, McGougan, Neal, Norman, Parker, Pinnix, Pitts,

Puett, Reading, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitely, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

S. B. 538, A bill to be entitled An act to repeal Sections 7251 (a) and 7251 (i) of the Consolidated Statutes of 1924, and to provide substitutes therefor.

The bill fails to pass its second reading by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Burgin, Cloud, Davis of Hyde, Day, Doshier, Flanagan, Gay, Groves, Gwyn, Hipps, Jeffress, Johnson of Halifax, Long of Alamance, Long of Halifax, Lumpkin, Marshall, Moss, Norman, Parker, Ruffin, Seawell, Spence, Thomas, Thompson, Uzzell, Waynick, Willis, White of Robeson, and Woodard—31.

Those voting in the negative are: Messrs. Binford, Braddy, Brinson, Brooks, Bruton, Connor, Cox of Jackson, Crouse, Davis of Edgecombe, Davis of Warren, Edwards, Ervin, Etheridge, Ewbank, Fulghum, Gatling, Gill, Greer, Gwaltney, Halstead, Harris, Haynes of Surry, Helms, Henry, Holmes, James, Johnson of Chatham, Johnson of Currituck, Jolly, Jones, LeGrand, Lyon, MacLean, Mebane, Morphew, McBee, McDevitt, McEachern, McGougan, Neal, Pinnix, Pitts, Puett, Smith, Tatem, Turner of Iredell, Ward, Whitley, Woodall, Young of Durham, and Young of Harnett—51.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 573, An act to amend House Bill number One Thousand Thirty-nine, ratified April fifteenth, One Thousand Nine Hundred Thirty-one, relating to length of term of members of the Board of Education of Bertie County.

H. B. 1173, An act to repeal Chapter One Hundred Sixty-nine, Public-Local Laws, Extra Session, One Thousand Nine Hundred Thirteen, regulating the hunting of foxes in Franklin County.

H. B. 1260, An act to appoint T. F. Lowery, a member of the Board of Education of Jones County to fill vacancy caused by the death of J. J. Simmons.

H. B. 1158, An act to amend Chapter Four Hundred Thirty-one, Public-Local Laws, One Thousand Nine Hundred Twenty-seven, relating to wild fowl in Currituck County.

H. B. 1146, An act to require filling stations and places of business within one mile of the Mount Moriah Methodist Episcopal Church, Euto Presbyterian Church and Euto Baptist Church, in New Salem Township, Union County, to close on Sunday during certain hours.

H. B. 1270, An act to require the Board of County Commissioners of Currituck County to post the proceedings of their regular and special meetings.

H. B. 1288, An act with reference to the duties of the Board of Commissioners for Northampton County relative to Juvenile Court of said County.

On motion of Mr. Parker, S. B. 574, A bill to be entitled An act to



appoint a Boxing Commission for Wayne County, is taken from the Committee on Judiciary No. 2, and recommitted to the Calendar Committee.

On motion of Mr. Moss, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

Wednesday, April 29, 1931.

The Speaker being absent, the House is called to order by Principal Clerk Thad Eure, who calls Mr. Harris, who was designated by Speaker Smith as Speaker Pro Tem, to the Chair.

Mr. Harris presiding, the House is opened with prayer by Rev. Mr. W. W. Way of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 295, A bill to be entitled An act providing for the drainage and maintenance of creeks in Catawba County.

With a favorable report, as amended.

By Mr. Jeffress, for the Committee on Roads.

H. B. 1276, A bill to be entitled An act to amend House Bill 338, ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for operating cotton gins, grist mills and sawmills.

With a favorable report, as amended.

And

H. B. 1253, A bill to be entitled An act to amend Section 3846 (j) Subsection (e) of Volume Three of the Consolidated Statutes of North Carolina, so as to prohibit or prevent the State Highway Commission from passing any rule or regulation or enforcing any rule or regulation prohibiting animal-drawn vehicles on the shoulders of the State highways.

With an unfavorable report.

By Mr. McEachern, for the Committee on Pensions.

H. B. 1241, A bill to be entitled An act to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate Veterans, on the Pension Roll.

And

H. B. 1278, A bill to be entitled An act to place Mrs. Annie E. Hines of Bladen County on the Pension Roll.

And

H. B. 1306, A bill to be entitled An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate Veteran of Jones County, and W. H. Billings, a Confederate Veteran of Alleghany County, on the Pension Roll.

And

H. B. 1259, A bill to be entitled An act to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the Pension Roll.

And

H. B. 1290, A bill to be entitled An act to place Mrs. Maggie Norment, widow of Major Richard Norment of Robeson County, on the Pension Roll. With favorable reports, as amended.

And

S. B. 555, A bill to be entitled An act to amend Chapter 272, Public-Local Laws of 1929, relating to a Peace Officer's Relief Fund for the City of Winston-Salem and the County of Forsyth.

With a favorable report.

And

H. B. 1243, A bill to be entitled An act to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

With an unfavorable report.

By Mr. Edwards, for the Committee on the Calendar.

S. B. 574, A bill to be entitled An act to appoint a Boxing Commission for Wayne County.

And

H. B. 1297, A bill to be entitled An act to prevent the larceny of shrubbery.

With favorable reports.

And

H. B. 1305, A bill to be entitled An act to require post mortem examination in cases of death in Pasquotank County.

With an unfavorable report.

And

H. B. 1302, A bill to be entitled An act to amend Section 2329 of the Consolidated Statutes, exempting trainmen from jury duty.

With an unfavorable report, with a minority report attached.

By Mr. Cherry, for the Committee on Banks and Banking:

H. B. 1296, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws, regular Session of 1921, being Section 220 (R), Consolidated Statutes, relating to capital stocks of banks.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Day: H. B. 1309, A bill to be entitled An act to allow Clerks of the Superior Courts of North Carolina a vacation of one week.

Referred to the Committee on the Calendar.

By Mr. Haynes of Surry: H. B. 1310, A bill to be entitled An act to place Mrs. Millie Holder of Surry County on the Pension Roll.

Referred to the Committee on Pensions.

And

H. B. 1311, A bill to be entitled An act to place Mrs. Samirah Creed, widow of John D. Creed, of Surry County on the Pension Roll.

Referred to the Committee on Pensions.

By Messrs. Jeffress, Waynick, and Turner of Guilford: H. B. 1312, A bill to be entitled An act providing for the continuance of cases calendared for trial in the Superior Courts of Guilford County.



Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Bruton: H. B. 1313, A bill to be entitled An act to require agents of farm machinery and equipment to keep in stock an adequate supply of parts for same.

Referred to the Committee on the Calendar.

By Messrs. Edwards, Ewbank and Pitts: H. B. 1314, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20, 1931, entitled, "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof.

Referred to the Committee on Public Roads.

And

H. B. 1315, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20, 1931, entitled, "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof, and additional thereto, relating to the State Highway System and public roads of the State and to provide for the maintenance thereof.

Referred to the Committee on Public Roads.

By Mr. Edwards: H. B. 1316, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint justices of the peace for the several counties of North Carolina", ratified on the sixth day of April, 1931.

Referred to the Committee on Calendar.

By Mr. Ewbank: H. B. 1317, A bill to be entitled An act to correct an error in H. B. 1118 known as the Omnibus Justice of the Peace Act, so as to change the name of L. D. Bell to F. D. Bell in Greenriver Township, Henderson County.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to Senate without Engrossment.

By Mr. McBee: H. B. 1318, A bill to be entitled An act supplemental to H. B. 1118, the same being, "A bill to be entitled An act to appoint justices of the peace for the several counties of North Carolina", ratified on the sixth day of April, 1931.

Referred to the Committee on Calendar.

By Mr. Davis of Edgecombe, by request: H. B. 1319, A bill to be entitled An act to fix the fees of standard keepers in Edgecombe County.

Referred to the Committee on Calendar.

By Mr. Seawell: H. B. 1320, A bill to be entitled An act to make uniform the pleading and practice of all courts, except Courts of Justices of the Peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court.

Referred to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 592, A bill to be entitled An act to postpone and defer the sale of land for delinquent taxes in 1931.

On motion of Mr. Pitts the rules are suspended and the bill is placed on its immediate passage.

Two amendments offered by Mr. Moss are adopted.

An amendment offered by Mr. Smith is adopted.

An amendment offered by Mr. Norman is adopted.

As amended, the bill passes its second reading and remains on the Calendar.

H. B. 210, A bill to be entitled An act to give actions of claim and delivery priority on Calendar at next Court Term following issuance and filing of pleadings in same.

For concurrence in the Senate amendment.

On motion of Mr. Flanagan the House concurs in Senate amendment and the bill is ordered Enrolled.

H. B. 1066, A bill to be entitled An act amending Section 5531 of the Consolidated Statutes of North Carolina, relating to the method of abolishing special tax in Special Tax Districts.

Placed on the Calendar for concurrence in the Senate amendment.

Mr. Spence sends forward the following resolution, and on his motion the rules are suspended and the resolution is adopted:

RESOLUTION OF THE HOUSE OF REPRESENTATIVES PROVIDING FOR THE ADOPTION  
OF A RULE GOVERNING CONFERENCE COMMITTEES

Resolved by the House of Representatives:

Section 1. That a new rule of the House of Representatives be and the same is hereby adopted to be known as Rule No. 68 reading as follows:

No. 68. When a Conference Committee shall have been appointed by the Speaker of the House of Representatives to confer with a like Committee of the Senate upon differences between the two Houses with respect to any Bill providing for the raising of revenue, considered or acted upon by the two respective Houses, such Joint Conference Committee may give consideration to such differences and include in its report recommendations for amendments to the Bill by the inclusion of new matter not included in the original Bill or amendments adopted thereto by either House, and the House of Representatives shall receive, consider and act upon such report including such new matter.

Section 2. That this Resolution shall take effect from and after its adoption.

On motion of Mr. Cherry the House takes a recess until 8:30 o'clock tonight.

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NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Wednesday night, April 29, 1931.

Pursuant to recess, the House meets with Mr. Speaker Smith presiding, and resumes consideration of business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:



By Messrs. Moss, Norman and Etheridge: H. B. 1321, A bill to be entitled An act to amend House Bill No. 929 relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

Referred to the Committee on Roads.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 500, A bill to be entitled An act to provide for the listing and valuing of all property, real, personal and mixed at its real value in money.

Referred to the Committee on Finance.

S. B. 566, A bill to be entitled An act to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

Referred to the Committee on Education.

H. B. 949, A bill to be entitled An act to amend Chapter 148, Section 17, Public Laws of 1927, to provide for mechanical or electrical signal devices in addition to the hand signals.

For concurrence in the Senate amendment.

On motion of Mr. Connor the House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 567, A bill to be entitled An act to amend Section 1659 of Consolidated Statutes of North Carolina with reference to divorces.

Referred to the Committee on Judiciary No. 1.

S. B. 585, A bill to be entitled An act to amend Consolidated Statutes 1444 by enlarging the powers of the presiding Judge at Criminal Terms of the Superior Court.

Referred to the Committee on the Calendar.

S. B. 593, A bill to be entitled An act to authorize and empower the County Board of Education of Vance County to employ Principals of High Schools in conjunction with School Committees.

Referred to the Committee on Education.

H. B. 764, A bill to be entitled An act to prevent the awarding of contracts by Board of officers of counties, cities or towns or other subdivisions of the State until competitive bids are received therefor.

For concurrence in the Senate amendment.

On motion of Mr. Jeffress the House concurs in the Senate amendment and the bill is ordered Enrolled.

SENATE CHAMBER,  
April 28, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has adopted report of conferees appointed to consider the differences existing on H. B. 929, title, "relative to changing rates for autos, trucks, etc., and busses," to the end that you may order the bill Enrolled for ratification.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The House having already adopted the conferees' report of the House, and upon receipt of the above information the bill is ordered Enrolled.

April 28, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has discharged the conferees appointed to consider the differences arising between the two Bodies on S. B. 482, and that the Senate has reconsidered the vote by which the Senate failed to concur in House amendments, and it has been ordered Enrolled for ratification.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

Upon receipt of the above information, the House conferees are discharged.

April 29, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that pursuant to your notice of failure to concur in Senate amendments to House Bill 60, title, "to make appropriations for the maintenance of the State's maintenance," and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Gravely, Clement, Ward of Craven, and McKee.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

April 29, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted report of conferees appointed to consider the differences existing on S. B. 110, "to amend the Code of Civil Procedure as to the joinder of parties," and awaits a similar message from your Body in order that it may be properly Enrolled for ratification.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

April 29, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that we have adopted conferees' report on House Bill 918, title, "to fix the salary of the Sheriff of Johnston County," and send this information in order that you may order the bill Enrolled for ratification.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*



The House having already adopted the conferees' report and upon receipt of the above message from the Senate, the bill is ordered Enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1241, A bill to be entitled An act to place Mrs. Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate Veterans, on the Pension Roll.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1259, A bill to be entitled An act to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1278, A bill to be entitled An act to place Mrs. Annie E. Hines of Bladen County on the Pension Roll.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1306, A bill to be entitled An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate Veteran of Jones County, and W. H. Billings, a Confederate Veteran of Alleghany County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

S. B. 555, A bill to be entitled An act to amend Chapter 272 Public-Local Laws of 1929, relating to a Peace Officers' Relief Fund for the City of Winston-Salem and the County of Forsyth.

Passes its second and third readings, and is ordered Enrolled.

S. B. 574, A bill to be entitled An act to appoint a Boxing Commission for Wayne County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1280, A bill to be entitled An act to amend House Bill 698 relating to the fees of the Sheriff of Caldwell County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1290, A bill to be entitled An act to place Mrs. Maggie Norment, widow of Major Richard Norment, of Robeson County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

H. B. 1299, A bill to be entitled An act to create an Emergency and Pension Fund for the law enforcement officers of Mecklenburg County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

Substitute for H. B. 1066, A bill to be entitled An act amending Section 5531 of the Consolidated Statutes of North Carolina, relating to the method of abolishing special tax in special tax districts.

For concurrence in the Senate amendments.

On motion of Mr. Helms, the House concurs in Senate amendment, and the bill is ordered Enrolled.

Senate Substitute for H. B. 1167, A bill to be entitled An act to validate certain acts of the Board of Aldermen of the Town of Marion.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Ruffin, Seawell, Smith, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

The original bill is laid on the Table.

S. B. 295, A bill to be entitled An act providing for the drainage and maintenance of creeks in Catawba County.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jones, Leake, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Morphew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pinnix, Pitts, Puett, Readling, Ruffin, Seawell, Smith, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—97.

Those voting in the negative are: None.

#### CONFERENCE REPORT

To the Senate and House of Representatives of North Carolina:

We, the undersigned Conferees, appointed to compose the differences arising upon House Bill 102, respectfully submit the following report:

We recommend:

1. That the House concur in Senate amendment to Section 3, which is as follows:

Amend Section Three (3) by striking out lines 10 to 19, inclusive, and inserting in lieu thereof the following:

|                                      |    |
|--------------------------------------|----|
| First \$25,000, above exemption..... | 1% |
| Over \$25,000 and to \$50,000.....   | 2% |



|  |     |
|--|-----|
| Over \$50,000 and to \$100,000.....      | 3%  |
| Over \$100,000 and to \$200,000.....     | 4%  |
| Over \$200,000 and to \$500,000.....     | 5%  |
| Over \$500,000 and to \$1,000,000.....   | 6%  |
| Over \$1,000,000 and to \$1,500,000..... | 7%  |
| Over \$1,500,000 and to \$2,000,000..... | 8%  |
| Over \$2,000,000 and to \$2,500,000..... | 9%  |
| Over \$2,500,000 .....                   | 10% |

2. That the House concur in Senate amendment to Section 4, which is as follows:

Amend Section 4 by striking out lines 8 to 19, inclusive, and inserting in lieu thereof the following:

|  |     |
|--|-----|
| First \$5,000 .....                      | 3%  |
| Over \$5,000 and to \$10,000.....        | 4%  |
| Over \$10,000 and to \$25,000.....       | 5%  |
| Over \$25,000 and to \$50,000.....       | 6%  |
| Over \$50,000 and to \$100,000.....      | 7%  |
| Over \$100,000 and to \$250,000.....     | 9%  |
| Over \$250,000 and to \$500,000.....     | 11% |
| Over \$500,000 and to \$1,000,000.....   | 13% |
| Over \$1,000,000 and to \$1,500,000..... | 15% |
| Over \$1,500,000 and to \$2,000,000..... | 17% |
| Over \$2,000,000 and to \$2,500,000..... | 19% |
| Over \$2,500,000 and to \$3,000,000..... | 21% |
| Over \$3,000,000 .....                   | 23% |

3. That the House concur in Senate amendment to Section 5, which is as follows:

Amend Section 5 by striking out lines 9 to 20, inclusive, and inserting in lieu thereof, the following:

|  |     |
|--|-----|
| First \$10,000 .....                     | 8%  |
| Over \$10,000 and to \$25,000.....       | 9%  |
| Over \$25,000 and to \$50,000.....       | 10% |
| Over \$50,000 and to \$100,000.....      | 11% |
| Over \$100,000 and to \$250,000.....     | 13% |
| Over \$250,000 and to \$500,000.....     | 15% |
| Over \$500,000 and to \$1,000,000.....   | 17% |
| Over \$1,000,000 and to \$1,500,000..... | 19% |
| Over \$1,500,000 and to \$2,000,000..... | 21% |
| Over \$2,000,000 and to \$2,500,000..... | 23% |
| Over \$2,500,000 .....                   | 25% |

4. That the House concur in Senate amendment to Section 100, which is as follows:

Amend Section 100, line 29, after the word "county," by inserting the words "and/or city".

5. That the House concur in Senate amendment to Section 104, which is as follows:

Amend Section 104, by striking out the period in line eight (printed bill), and substituting in lieu thereof, a comma, and by adding the following: "provided that every State right distributor, not engaged in the production of motion pictures, but solely engaged in buying State distribution rights for a maximum number of ten states, shall pay one-half of the license provided in this Section."

6. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, by striking out the figures "25,000," in line 23 and inserting in lieu thereof the figures, "10,000."

7. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, of Committee Substitute for House Bill 102 by striking out that part of Sub-section "d" of said Section 105 incorporated in the Section by means of House amendment.

8. That the House concur in Senate amendment to Section 107, which is as follows:

Amend Section 107, by adding at the end of line 27, the following: "and no additional tax shall be levied by counties, cities and towns under this proviso."

9. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by adding after the period in line 25 the following: The term "automatic sprinkler" as used herein shall not be construed to include those handling only parts for automatic sprinklers and who have paid a license tax under another Section of this Act.

10. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by striking out Sub-section (b) on page 63 and substituting in lieu thereof the following:

"(b) If such distributor, whether located within or without the State, fails, neglects or refuses to apply for and procure the State-wide license herein provided for, then and in that event the sub-dealer, sub-distributor, or any agent selling any of the articles enumerated in this Section, or instructing in use of, or servicing or repairing any of the above mentioned articles, shall pay the license and gross receipts tax provided for in this Section."

11. That the House concur in Senate amendment to Section 121½, which is as follows:

Amend Section 121½ by striking out the words and figures, "one hundred (\$100.00) dollars," in line 8 and inserting in lieu thereof the words and figures, "fifty (\$50.00) dollars."

12. That the House concur in Senate amendment to Section 126, which is as follows:

Amend by striking out Section 126 of House Bill and inserting a new Section as follows:

Section 126: Hotels:

Every person, firm or corporation engaged in the operation of any hotel or boarding house in this State shall apply for and procure from the Commissioner of Revenue a State license for the privilege of transacting such business, and shall pay for such license the following tax:

(A) For hotels or boarding houses operating on the American plan for rooms in which rates per day are:

|   | Per Room |
|---|----------|
| One dollar and less than two dollars.....                     | \$ .50   |
| Two dollars and less than three dollars.....                  | .75      |
| Three dollars and less than four dollars and fifty cents..... | 1.50     |



|  |      |
|--|------|
| Four dollars and fifty cents and less than six dollars.....    | 3.50 |
| Six dollars and less than seven dollars and fifty cents.....   | 4.50 |
| Seven dollars and fifty cents and less than fifteen dollars... | 5.00 |
| Over fifteen dollars.....                                      | 6.00 |

(B) For hotels or boarding houses operating on the European plan for rooms in which the rates per day are:

|   | Per Room |
|---|----------|
| One dollar and less than two dollars.....                     | \$1.00   |
| Two dollars and less than three dollars.....                  | 2.50     |
| Three dollars and less than four dollars and fifty cents..... | 4.00     |
| Four dollars and fifty cents and less than six dollars.....   | 5.00     |
| Six dollars and less than seven dollars and fifty cents.....  | 6.00     |
| Seven dollars and fifty cents and less than ten dollars.....  | 7.00     |
| Over ten dollars.....   | 8.00     |

(C) The office, dining-room, one parlor, kitchen and two other rooms shall not be counted when calculating the number of rooms in the hotel or boarding house.

(D) Only one-half of the tax levied in this Section shall be levied or collected from resort hotels and boarding houses which are open for only six months or less in the year.

(E) The tax provided for in this Section shall apply whether the charges are made at daily, weekly, or monthly rates, but shall not apply to boarding houses charging less than twelve dollars per week.

(F) Counties shall not levy any license tax on the business taxed under this Section, but cities and towns may levy a license tax not in excess of one-half of the amount levied by the State.

13. That the House concur in Senate amendment to Section 142½, which is as follows:

Amend Committee Substitute for House Bill 102, Section 142½, by striking out in lines three and thirteen the words, "or untied leaf."

14. That the House concur in Senate amendment to Section 142½, which is as follows:

Amend Section 142½ by adding a new Sub-section "d" as follows:

(D) Provided this Section shall not apply to a buyer who buys only from the farmer, who hauls his own product to the warehouse, or prize house, for delivery to the buyer.

15. That the House concur in Senate amendment to Section 145, which is as follows:

Amend Section 145, by striking out the word "pistol" in line 16 and insert in lieu thereof the word "metallic."

16. That the House concur in Senate amendment to Section 147, which is as follows:

Amend Section 147, by striking out the figures, "\$100.00" in line 8 and inserting in lieu thereof the figures, "\$50.00."

17. That the House concur in Senate amendment to Section 147, which is as follows:

Amend Section 147 by striking out Sub-section (d) in lines 23 and 24 and substituting in lieu thereof the following:

"(D) Dealers in radio instruments and/or radio instrument accessories:  
 In cities or towns of less than 1,000 population.....\$ 25.00  
 In cities or towns of 1,000 and less than 10,000 population.. 50.00

In cities or towns of 10,000 and less than 25,000 population. 75.00

In cities or towns of more than 25,000 population..... 100.00

18. That the House concur in Senate amendment to Section 151, which is as follows:

Amend House Bill 102, Section 151, Sub-section "c" by inserting in line 40, between the words "person" and "to" the following: "engaged in business of out-door advertising."

19. That the House concur in Senate amendment to Section 151, which is as follows:

Amend House Bill 102, Section 151, by adding at the end of Sub-section "c" the following: "provided, that the provisions of this Section shall not apply to legal notices."

20. That the House concur in Senate amendment to Section 153, which is as follows:

Amend Section 153, Sub-section "d" by striking out House amendment: also the balance of Section "d" after the word, "State" in line 37 (thirty-seven).

21. That the House concur in Senate amendment to Section 153, which is as follows:

Amend Section 153, Sub-section 4, Sub-section e, line 147, by striking out the word "one-half," and inserting in lieu thereof the word "one-fourth."

22. That the House concur in Senate amendment to Section 158, which is as follows:

Amend Section 158 by striking out in line 10 the figure "\$50.00" and inserting in lieu thereof the figure "\$75.00," by striking out in line 11 the figure "\$100.00" and inserting in lieu thereof the figure "\$150.00," by striking out in line 12 the figure "\$150.00" and inserting in lieu thereof the figure "\$225.00," by striking out in line 13 the figure "\$200.00" and inserting in lieu thereof the figure "\$300.00," by striking out in line 14 the figure "\$300.00" and inserting in lieu thereof the figure "\$450.00," and by striking out in line 15 the figure "\$400.00" and inserting in lieu thereof the figure "\$600.00."

23. That the House concur in Senate amendment to Section 161, which is as follows:

Amend Section 161 by relettering Sub-section b, Sub-section c, and substituting for Sub-section b the following: "(b) For the purpose of this Section the words ice cream shall apply to ice cream, frozen custards, sherberts, water ices and/or similar frozen products."

24. That the House concur in Senate amendment to Section 161, which is as follows:

Amend Section 161 by adding after Sub-section c another Section to be lettered Sub-section d, to be as follows: "(d) Counties shall not levy a license tax on the business taxed under this Section, but cities and towns may levy a license tax not in excess of one-fourth of the above."

25. That the House concur in Senate amendment to Section 203, which is as follows:

Amend Section 203 of said bill by striking out the words "five per cent" in line 37 of said Section and inserting in lieu thereof the words "four and one-half per cent."

26. That the House concur in Senate amendment to Section 205, which is as follows:



Amend Section 205 of said bill by striking out the figure "\$15.00" in line 29 of said Section and inserting in lieu thereof the figure "\$18.00" and by striking out the figure "\$18.00" in line 31 of said Section and inserting in lieu thereof the figure "\$21.00" and by striking out the figure "\$21.00" in line 33 of said Section and inserting in lieu thereof the figure "\$25.00".

27. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Sub-section 3, line 23 by striking out the words "one and one-fourth" and inserting in lieu thereof the words "three-fourths."

28. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, parenthesis four (4), by adding before the last paragraph: "Any person not licensed as an insurance agent on April 1, 1931, and applying for license thereafter shall pay an examination fee of ten dollars (\$10.00) to be paid to the Insurance Commissioner as other license fees and taxes."

29. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, parenthesis four (4) so as to make the "fee for non-resident fire insurance adjuster" read five dollars (\$5.00) instead of two dollars (\$2.00), to correct typographical error.

30. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Sub-section 5 by striking out the words "reduced by all return deposits distributed among the subscribers or credited to their account".

31. That the House concur in Senate amendment to Section 209, which is as follows:

Amend Section 209, page 165, lines 72 and 73, by striking out all of said line 72 after the word "thereafter" and by striking out all of line 73.

32. That the House concur in Senate amendment to Section 210, which is as follows:

Amend H. B. 102, Section 210, page 167, by striking out in line 5 the word "of" and before the word "make" the word "July" and substitute in lieu thereof the word "May."

33. That the House concur in Senate amendment to Section 210, which is as follows:

Amend Section 210 of said bill by changing the period after the word "made" in line 45 to a semicolon and inserting thereafter and before the word "after" in said line the following words: "provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this Section and determining the extent of the use of its franchise in this State."

34. That the House concur in Senate amendment to Section 210, which is as follows:

Amend said bill by striking out the words and figures "one dollar and twenty-five cents (\$1.25)" in lines 51 and 52 of Section 210 and inserting in lieu thereof the words and figures "one dollar (\$1.00)."

35. That the House concur in Senate amendment to Section 211, which is as follows:

Amend H. B. 102, Section 211, page 169, by striking out in line 6 the word "July" and substitute in lieu thereof the word "May."

36. That the House concur in Senate amendment to Section 211, which is as follows:

Amend Section 211 of said bill by changing the period after the word "corporation" in line 83 of said Section to a semicolon and inserting thereafter and before the word "after" in said line the following: "Provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profit as a part thereof as the basis for computing the franchise tax under this Section and determining the extent of the use of its franchise in this State."

37. That the House concur in Senate amendment to Section 211, which is as follows:

Amend said bill by striking out the words and figures "one dollar and twenty-five cents (\$1.25)" in lines 107 of Section 211 and inserting in lieu thereof the words and figures "one dollar (\$1.00)."

38. That the House concur in Senate amendment inserting a new Section designated as 211½, which is as follows:

Amend by adding a new Section designated as Section 211½.

"Section 211½, franchise surtax on domestic and foreign corporations based on net income.

(1) Every domestic and foreign corporation subject to the franchise tax imposed by Sections 210 and 211 of this Act shall, in addition to the normal franchise taxes respectively provided for in said Section, be subject to and pay annually, at the time of the payment of the normal franchise taxes provided for in said Sections 210 and 211, a franchise surtax equal to one-fourth of one per cent on its entire net income to be computed by the Commissioner of Revenue upon the basis of the entire net income as defined and allocated in the manner set out in this Section for its fiscal or the calendar year next preceding, which entire net income is presumably the same as the entire net income which such corporation is required to report to the United States, plus any income received as dividends on stocks or any interest received on bonds of any character, and without deduction for taxes paid on either profits or net income to the Government of the United States or the State of North Carolina, or for any specific deduction allowed by any other authority, which entire net income, for the purposes of equitable taxation under this Section of the Revenue Act, shall, include income from any source, provided only that the assets from which the income arose shall be included in any segregation for the purpose of computing the tax.

(2) The term 'entire net income' as used in this Section means the total income, including all dividends received on stocks and of interest received from Federal, State, municipal or other bonds, except as otherwise provided by this Section, and without deduction for taxes paid to the Government of the United States on either profits or net income, or of income taxes to the State of North Carolina, and without deduction of any specific



amount allowed by any taxing authority, but including income from any source where the assets from which the income arose, shall be included in any segregation for the purpose of computing the tax; but losses sustained by the corporation in other fiscal or calendar years, whether deducted by the United States or not, shall not be included.

(3) The proportion of entire net income of any foreign corporation used as the basis for the assessment of the franchise surtax imposed by this Section shall be determined by the Commissioner of Revenue upon the factors and ratio or ratios established and set up by Section 311 of the Revenue Act as the basis for the apportionment of net income under said Section 311, except as such factors and ratio or ratios may be modified, changed, or affected by the provisions of this Section 211½.

(4) For the purpose of determining the amount of the franchise surtax hereby imposed, each such domestic and foreign corporation, subject to the franchise tax imposed by Section 210 and 211 hereof, shall include in its report to the Commissioner of Revenue, as required by said Sections 210 and 211, full information with respect to the entire net income of such domestic or foreign corporation as in this Section hereinbefore defined, and any and all other information on such forms as may be prescribed by the Commissioner of Revenue and which may be required by him for the purpose of assisting the Commissioner of Revenue in determining, assessing, and collecting of the franchise surtax imposed by this Section."

39. That the House concur in Senate amendment to Section 213½, which is as follows:

Amend by striking out Section 213½ of said bill.

40. That the House concur in Senate amendment to Section 310, which is as follows:

Amend Section 310 of said bill by striking out all of lines 9 to 20 inclusive of said Section and inserting in lieu thereof the following:

"On the excess over the amount legally exempted, up to two thousand dollars, two per cent.

On the excess above two thousand dollars, and up to four thousand dollars, three per cent.

On the excess above four thousand dollars, and up to six thousand dollars, four per cent.

On the excess above six thousand dollars, and up to eight thousand dollars, five per cent.

On the excess above eight thousand dollars and up to ten thousand dollars, five and one-half per cent.

On the excess over ten thousand dollars, six per cent."

41. That the House concur in Senate amendment to Section 311½, which is as follows:

Amend Section 311½ of said bill by striking out the words "five per cent" in line 7½ of said Section and inserting in lieu thereof the words "six per cent."

42. That the Senate recede from its amendment to Section 107, which is as follows:

"Amend Section 107, by adding at the end of sub-Section "C" the following:

"Provided that carnival companies contracting with a regular organized agricultural fair association and exhibiting within the grounds of such fair

during the regular annual fair may exhibit for any part or all of the week upon the payment of a tax of \$100.00'".

43. That the Senate recede from its amendment to Section 119 which is as follows:

"Amend Section 119, Page 62, by striking out of line 25 the words "not apply to sales to dealers for resale" and by substituting in lieu thereof the words "be collected only once on the same articles".

44. That the Senate recede from its amendment to Section 121 which is as follows:

"Amend Section 121, subsection g, by striking out the words "widows with dependent children" which was inserted in line 73 after the word "continuously."

45. That the Senate recede from its amendment to Section 138 which is as follows:

"Amend Section 138, by striking out subsection (b) and inserting in lieu thereof the following: "(b) Counties, cities, and towns shall not levy a license tax on the business taxed under this section."

46. That the Senate recede from its amendment to Section 142 which is as follows:

Amend Section 142 by striking out lines 11 to 18 inclusive and inserting in lieu thereof the following:

|  |          |
|--|----------|
| Less than 1,000,000 pounds.....  | \$ 25.00 |
| 1,000,000 pounds and less than 2,000,000 pounds.....                               | 50.00    |
| 2,000,000 pounds and less than 3,000,000 pounds.....                               | 150.00   |
| 3,000,000 pounds and less than 4,000,000 pounds.....                               | 200.00   |
| 4,000,000 pounds and less than 5,000,000 pounds.....                               | 300.00   |
| For all in excess of 5,000,000 pounds \$500.00 and five cents per thousand pounds. |          |

47. That the Senate recede from its amendment to Section 161 which is as follows:

"Amend Section 161, sub-section a, line 8, by striking out the word "one-half", and inserting in lieu thereof the word "one-fourth".

48. That the Senate recede from its amendment inserting a new section designated Section 164 which is as follows:

"Section 164. That in addition to the tax imposed by Section 162 or by any other section of this Act, or by any other Statute, there is hereby imposed a license tax at the rates and upon the terms as hereinafter in this section set out upon wholesale and retail merchants for the privilege of opening, establishing, operating, and/or maintaining any store, stores, mercantile establishment, place or places of business for the purpose of selling goods, wares or merchandise at wholesale or retail in this State.

#### (a) DEFINITIONS.

As used in this section—

1. The word "merchant" shall mean and include any individual, firm or corporation, domestic or foreign, selling goods, wares or merchandise at wholesale or retail, except those actually engaged in gardening and farming and selling garden and farm products raised by them in this State.

2. The words "wholesale merchant" shall mean and include every



merchant who engages in the business of buying any articles of commerce and selling the same to other merchants for resale.

3. The words "retail merchant" shall mean and include every merchant who engages in the business of buying any articles of commerce and selling the same at retail.

4. The words "gross sales" shall mean and include all the sales of all the goods, wares, and merchandise made by any wholesale or retail merchant at any one store, mercantile establishment or place of business conducted and controlled by such merchant; Provided, however, that the word "gross sales" as used in this Act shall not mean or include sales of guano or fertilizer made either at wholesale or retail.

(b) It is not the purpose of this section to impose a tax upon the business of producing, manufacturing, mixing, blending, or processing any articles of commerce, or upon the sale of such articles of commerce by anyone who engages in the business of producing, manufacturing, mixing, blending, or processing, but shall apply to anyone engaged in either of these businesses if, and to the extent that, articles of commerce are bought and sold in connection with such business in substantially the same form in which they are bought.

(c) Gross sales shall be reckoned at the price at which such sales were made, whether for cash or on time, and if on time, the price charged on the books for such sales, without allowance for cash discount, and shall be reported as sales with reference to the time of delivery to the purchaser. Accounts found to be worthless and actually charged off for income tax purposes may at corresponding periods be deducted from gross sales, insofar as they represent taxable sales made after June 1, 1931, and to be added to gross sales if afterwards collected.

(d) When in the sale of a new article a second-hand or used article is taken in part payment, the sale of the new article shall be reported at the full gross sales price. The resale of second-hand or used articles, taken in part payment in the sale of new articles or the resale of articles repossessed by the vender, may be excluded from gross sales taxable under this Act if separate record is kept of all such transactions in such manner as may be prescribed or approved by the Commissioner of Revenue.

(e) TAX IMPOSED.

The privilege or license tax imposed by this section shall be at the following rates for each six months or half-yearly period:

When the total gross wholesale sales of such merchant for the preceding six months or half-yearly period at each place such business has been carried on has been:

|  |         |
|--|---------|
| Not more than \$5,000.....                         | \$ 5.00 |
| More than \$5,000 and not more than \$125,000..... | 25.00   |
| More than \$125,000.....                           | 50.00   |

When the total gross retail sales of such merchant for the preceding six months or half-yearly period at each place where such business has been carried on has been:

|  |         |
|--|---------|
| Not more than \$5,000.....                         | \$ 5.00 |
| More than \$5,000 and not more than \$12,500.....  | 12.50   |
| More than \$12,500 and not more than \$25,000..... | 25.00   |
| More than \$25,000 and not more than \$50,000..... | 50.00   |

|   |        |
|---|--------|
| More than \$50,000 and not more than \$125,000.....   | 125.00 |
| More than \$125,000 and not more than \$250,000.....  | 250.00 |
| More than \$250,000 and not more than \$375,000.....  | 375.00 |
| More than \$375,000 and not more than \$500,000.....  | 500.00 |
| More than \$500,000, an additional tax of \$250 for each \$250,000,<br>or major fraction thereof, of such gross retail sales. |        |

(f) Every merchant as defined in this section shall, within the first ten days of the month of December 1931, and within the first ten days of the months of June and December thereafter, make report to the Commissioner of Revenue of such merchant's gross sales for the preceding six calendar months. Such reports shall be made upon forms prescribed and furnished by the Commissioner of Revenue. If the business is owned by an individual, such report shall be signed by the owner or manager; or owned by a partnership, by one of the partners or managers; if owned by a corporation, by a responsible officer of the corporation; and such report shall be sworn to. Beginning with June 1, 1931, it shall be the duty of every merchant to keep a record of sales conforming to the form of report by this section required to be made, and that will provide for a sufficient and accurate record of sales for every merchant, and such record shall not be destroyed for a period of three years or until checked and approved by a representative of the Department of Revenue. The Commissioner of Revenue may cancel the license of any merchant for failure to comply with the provisions of this section and may invoke any other penalties imposed in this Act for violation of its provisions. It shall also be the duty of every merchant to keep a complete file of all invoices for a period of three years or until checked by a representative of the Department of Revenue.

(g) The taxes imposed by this section shall be first payable on or before December 10, 1931, and on or before the 10th day of June and December of each year thereafter. Upon the payment of such privilege or license taxes at each half-yearly period as provided for in this section, the Commissioner of Revenue shall issue to the taxpayer a license in form to be prescribed by him, covering and authorizing the conduct of such business by such merchant for the next succeeding six months.

(h) The license taxes imposed by this section shall be and are of the same nature as those imposed by this article of the Revenue Act. It shall be unlawful for any merchant, subject to the provisions of this section, to engage in the business of selling goods, wares, and merchandise in this State without procuring the license and paying the taxes at the time or times and in the amount or amounts as imposed in this section. The validity of the license issued by the Commissioner of Revenue under this section shall at all times be contingent upon compliance with all the provisions of this section as to accurate reports of gross sales and payment at each half-yearly period of the tax levied in this section on the merchant subject thereto.

(i) Every merchant who fails to make the report required by this section, within the time specified, or who fails to make remittance of the amount of the tax due and payable, or who shall make a false report, shall be liable for a penalty equal to the necessary expense of travel and per diem of a representative of the State Department of Revenue who shall be assigned to investigate such violation and to secure a correct report of sales and settlement of tax, and, in addition, every person, firm or corporation



violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction, shall be fined or imprisoned in the discretion of the court.

(j) It shall be the duty of the Commissioner of Revenue to administer this section and to have made a check of the books and records of every taxpayer under this act in such manner and at such periods as in his judgment may be necessary to secure a full and complete observance of the provisions of this section, and to this end the properly accredited representatives of the Commissioners of Revenue shall have the right to examine any of the books and records of every such taxpayer. If within a period of three years after the payment of the tax under this section, it is found that any taxpayer has paid in excess of the correct amount levied in this section, a refund of such overpayment shall be made by the Commissioner of Revenue; and, if it is found that an underpayment of the tax levied in this section has been made, the additional tax shall be collected, with interest at the rate of six per cent. The collection of underpayment of taxes shall be limited to a period of three years from the time such taxes due, but this limitation shall not apply to the assessment of additional taxes upon fraudulent returns. If such an additional assessment is contested, the taxpayer shall have thirty days in which to be heard and file exceptions to such additional assessment, whereupon the Commissioner of Revenue shall pass on any objections or exceptions made and determine the amount of tax, interest, and penalties, if any, and such amount shall be due within ten days after notice thereof.

(k) No county, city or town shall levy any privilege or license tax under the provisions of this section, but this prohibition shall not limit or affect the right of any county, city, or town to levy privilege or license tax as permitted under any other section of the Revenue Act or other Statute.

49. That the Senate recede from its amendment to Section 207 which is as follows:

"Amend Section 207 of said bill by striking out the words and figures "four and one-half per cent ( $4\frac{1}{2}\%$ )" in lines 14 and 15 of said section and inserting in lieu thereof the words and figures "five per cent (5%)."

50. That the Senate recede from its amendment to Section 207 which is as follows:

"Amend Section 207, subsection (a), by striking out the words and figures "5 per cent" wherever they may appear and insert in lieu there of the words and figures "four and one-half ( $4\frac{1}{2}\%$ ) per cent".

51. That the Senate recede from its amendment to Section 211 which is as follows:

"Amend House Bill No. 102, Section 211, by striking out the balance of the sentence in line 81, page 172, after the word "corporation" and inserting in place of the comma a period".

52. That the Senate recede from its amendment to Section 492 which is as follows:

"Amend Section 492 as follows: After the word "State" in line 7 insert the words "an equalizing fund".

53. That the Senate recede from its amendment to Section 502 which is as follows:

"Amend Section 502, subsection (e), by inserting in line 34 after the words "United States" and before the word "or" the words "or any member

of the General Assembly of North Carolina inquiring in the exercise of his official duties during the sittings of the General Assembly."

54. The Senate recede from its amendment to Section No. 134 in consideration that the House agree to strike out Section No. 134 as written in the House Bill and inserting in lieu of Section No. 134 in the House Bill a new section designated as Section No. 134, to which both Senate Conferees and House Conferees agree and recommend in lieu of Section No. 134 that the Bill be amended as follows:

Section No. 134—MANUFACTURERS, PRODUCERS, BOTTLERS, AND DISTRIBUTORS OF SOFT DRINKS.

(a) Every person, firm, corporation, or association manufacturing, producing, bottling and/or distributing in bottles or other closed containers soda water, coca-cola, pepsi-cola, chero-cola, ginger ale, grape and other fruit juices or imitations thereof, carbonated or malted beverages and like preparations, commonly known as soft drinks, shall apply for and obtain from the Commissioner of Revenue a State license for the privilege of doing business in the State and shall pay for such license the following tax for each place of business:

*Low-Pressure Equipment*

Where the machine or the equipment unit used in the manufacture of the above-named beverages is a:

|  |       |
|--|-------|
| 36 spouts, or greater capacity, low-pressure filler..... | \$600 |
| 32 and less than 36 spouts, low-pressure filler.....     | 500   |
| 24 and less than 32 spouts, low-pressure filler.....     | 450   |
| 18 and less than 24 spouts, low-pressure filler.....     | 350   |
| 12 and less than 18 spouts, low-pressure filler.....     | 250   |

*High-Pressure Equipment*

Where the machine or the equipment unit used in the manufacture of the above-named beverages is a Royal (8-head), Shields (6-head), Adriance (6-head), or other high-pressure equipment having manufacturer's rating capacity of over sixty bottles per minute, \$600.00.

Royal (4-head), Adriance (2-head), Shields (2-head) full equipment having manufacturer's rating capacity of over fifty and less than sixty bottles per minute, \$500.00.

Royal (4-head), Adriance (2-head), Shields (2-head) (full automatic), or other high-pressure equipment having manufacturer's rating capacity of more than forty and less than fifty bottles per minute, \$450.00.

Dixie (automatic), Shields (2-head hand feed), Adriance (1-head), Calleson (1-head), Senior (high-pressure), Junior (high-pressure), or Burns or other high-pressure equipment having manufacturer's rating capacity of more than twenty-four bottles and less than forty bottles per minute, \$150.00.

Single-head Shields, Modern Bond (power), Baltimore (semi-automatic), and all other machines or equipment having manufacturer's rating capacity of less than twenty-four bottles per minute and all foot-power bottling machines, \$100.00.

PROVIDED, that any bottling machine or equipment unit not herein specifically mentioned shall bear the same tax as a bottling machine or equip-



ment unit of the nearest rated capacity as herein enumerated: PROVIDED, FURTHER, that where any person, firm, corporation, or association has within his or its bottling plant or place of manufacture more than one bottling machine or equipment unit, then such person, firm, corporation, or association shall pay the tax as herein specified upon every such bottling machine or equipment unit, whether in actual operation or not.

(b) Every person, firm, corporation, or association distributing, selling at wholesale or jobbing bottled beverages as enumerated in sub-section (a) of this section shall pay an annual license tax for the privilege of doing business in this State, as follows:

|   |       |
|---|-------|
| In cities or towns of 30,000 inhabitants or more.....                           | \$350 |
| In cities or towns of 20,000 inhabitants and less than 30,000 inhabitants ..... | 300   |
| In cities or towns of 10,000 inhabitants and less than 20,000 inhabitants ..... | 250   |
| In cities or towns of 5,000 inhabitants and less than 10,000 inhabitants .....  | 200   |
| In cities or towns of 2,500 inhabitants and less than 5,000 inhabitants .....   | 150   |
| In rural districts and towns of less than 2,500 inhabitants...                  | 100   |

PROVIDED, that where the tax levied under sub-section (a) of this section has been paid on any of the articles, machines, or equipment units enumerated therein, the tax levied under this sub-section shall not apply.

(c) Every distributing warehouse selling or supplying to retail stores cereal or carbonated beverages manufactured or bottled within the State but outside of the county in which such cereal or carbonated beverages are manufactured or bottled shall pay one-half of the annual license tax for the privilege of doing business in this State provided for in sub-section (b) of this section.

(d) Every distributing warehouse selling or supplying to retail stores cereal or carbonated beverages manufactured or bottled outside of the State shall pay the annual license tax for the privilege of doing business in the State provided in sub-section (b) of this section.

(e) Each truck, automobile, or other vehicle coming into this State from another State, and selling and/or delivering carbonated beverages manufactured outside of this State, shall pay an annual license tax, for the privilege of doing business in this State, in the sum of one hundred dollars (\$100.00) per truck, automobile, or vehicle. The license secured from the State under this section shall be posted in the cab of the truck, automobile, or vehicle.

(f) No county shall levy a tax on any business taxed under the provisions of this section, nor shall any city or town in which any person, firm, corporation, or association taxed hereunder has its principal place of business, levy and collect more than one-fourth of the State tax levied under this section; nor shall any tax be levied or collected by any county, city, or town on account of the delivery of the products, beverages, or articles enumerated in sub-section (a) or (b) or (c) or (d) of this section when a tax has been paid under sub-section (a) or (b) or (c) or (d) of this section.

(g) Any person, firm, or corporation who shall engage in any business under this section without securing a license as provided for herein, and

without paying the tax due or to become due under this section, as provided herein, shall be subject to a penalty of one thousand dollars (\$1,000.00), to be collected by the Commissioner of Revenue in an action brought in the Superior Court of Wake County, in addition to other penalties prescribed by Statute, and shall be guilty of a misdemeanor and be fined and/or imprisoned in the discretion of the court.

55. The Senate recedes from its amendment to Section No. 165 and both the Conferees of the Senate and the Conferees of the House recommend concurrence in Section No. 165 of Substitute House Bill No. 102 as it passed the House with the following amendment thereto:

AMEND H. B. 102 AS FOLLOWS:

By striking out the Senate Committee amendment to Section 165 on page 130.

AMEND H. B. 102, page 132, lines 42 and 43 by striking out the words and figures "two dollars (\$2.00)" and insert in lieu thereof the words and figures "one dollar and ninety cents (\$1.90)".

AMEND H. B. 102, Section 165, Page 132 by adding after line 51 and before line 52 a new Sub-section to be known as Sub-section 4, as follows:

(4) *Short Haul Trucks*: Every person, firm, or corporation, their lessees, trustees, or receivers, engaged in the business of keeping property-carrying automobiles or other property-carrying motor vehicles, trucks, tractors, trailers or semi-trailers, for rent, lease, and/or hire, or operating motor vehicles, trucks, and/or tractors on call, pre-arrangement, contract, lease or other agreement or otherwise, for the transportation of property for compensation within a fifty mile radius of residence, shall apply for and obtain from the Commissioner of Revenue a "for-hire" license tag for the privilege of engaging in such business, shall pay for such license the following annual tax:

For each such motor-propelled vehicle, truck, truck-tractor, trailer, or semi-trailer, at the following rate per hundred pounds weight as herein-after determined:

|                           |                    |
|---------------------------|--------------------|
| Under 2 tons.....         | \$1.00 per hundred |
| 2 tons, under 3 tons..... | 1.25 per hundred   |
| 3 tons and over.....      | 2.00 per hundred   |

AMEND H. B. 102, Page 132, line 52, by striking out the figure four (4) and inserting in lieu thereof the figure five (5), and inserting after said figure "(4)" and before the word "trucks" the words "Long Haul" and in line 57 strike out the word "hire" and insert in lieu thereof the word "either".

AMEND H. B. 102, Page 133, at the end of line 83, by adding a new paragraph as follows:

"The Commissioner of Motor Vehicles may allow any owner of a motor truck, truck-tractor, trailer or semi-trailer to overload his vehicle by paying an additional fee, as set forth in the above schedules, for the said overload".

AMEND H. B. 102, Section 165, Page 135, by adding a new paragraph after line 140, as follows:

"The Section shall not apply to motor vehicles used occasionally in transporting farm and dairy products from the place of production to the first market."

AMEND Section 165, by adding after line 17 the following:



"This Act shall not apply to motor vehicles operated by the owner thereof who may only transport his neighbor fellow-workmen between their homes and place of regular daily employment."

56. The Senate recedes from its amendment to Section No. 202 reading as follows:

"Amend Section No. 202 by striking out the words 'eighty-five one-hundredths of one per cent' in lines 26 and 27 and inserting in lieu thereof the words 'seventy one-hundredths of one per cent'."

In lieu of Section No. 202 as passed by the House, both Senate and House Conferees recommend that Section No. 202 as passed by the House be amended by striking out the words "eighty-five one-hundredths of one per cent" in lines 26 and 27 and inserting in lieu thereof the words "eighty one-hundredths of one per cent."

The House concurs in the amendment striking out Article V and inserts a new Article V entitled D, "Commodity License Tax", reading as follows:

Section 400: That every person, firm, or corporation doing business within the State of North Carolina and engaged in the business of selling such articles or commodities as are named in this Section, for the privilege of carrying on such business shall be subject to the payment of an excise or license tax which shall be measured by and graduated in accordance with the volume of sales of such person, firm, or corporation within the State; and the moneys derived hereunder to be used exclusively for the purpose of maintaining the public schools of the State: Provided that every person, firm, or corporation, club or association who sells, and/or stores, and/or receives for the purpose of distribution to any person, firm, or corporation, club, association, any manufactured tobacco products, and/or playing cards, and/or shotgun or other shells or cartridges, and/or candy retailing for fifty (\$.50) cents per pound or above, chewing gum, package nuts, and all package candy retailing for fifty cents or less per package, and/or malt extract, under the provisions of this act shall pay the tax at the rates herein provided for the sale of such articles.

Section 401: Every person, firm, or corporation engaged in the business of purchasing, selling, or distributing within this State, cigars, cheroots, stogies, cigarettes, snuffs, smoking or chewing tobacco, playing cards and/or shotgun or other shells, candy retailing at fifty cents per pound or more, chewing gum, package nuts and all package candy retailing for fifty (50) cents or less per package, and/or malt extract, and automobiles, either or all, shall, within sixty (60) days after the approval of this act, file with the Commissioner of Revenue application for a license permitting them to engage in such business. The application for such license shall be filed on application blanks furnished by the Commissioner of Revenue for that purpose, and shall contain a statement including the name of the individual, the name of the partnership and of each individual partner, or corporation, the postoffice address, and the nature of the business, whether wholesale or retail, in which engaged. In case any business is conducted at two or more separate places, a separate license for each place shall be required: Provided, that any person, firm, or corporation hereafter intending to engage in the sale of any of the above articles shall, precedent to engaging in such business, file an application for a license in the manner above required. Upon receipt of such application the Commissioner of Revenue shall issue to such applicant a license permitting the sale of articles

designated in this Section. Such license shall at all times be conspicuously displayed in his or its place of business. Nothing herein contained shall be construed as requiring a license for the privilege of buying, selling, or distributing leaf tobacco. Any person, firm, or corporation engaged in the business of buying, selling or distributing in this State any of the articles above named without having secured the required license from the Commissioner of Revenue shall be guilty of a misdemeanor and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 402: In addition to the penalties imposed in this act, and after conviction for a second offense by a court of competent jurisdiction for any of the violations of the provisions of this act, the Commissioner of Revenue may revoke any license which may have been issued to the party or parties adjudged guilty by the court, and upon good cause shown by the party whose license has been revoked, may issue a new license when, in his discretion, such applicant conforms to the provisions of this act. No license issued hereunder shall be transferable, and any license issued to any individual, firm, or corporation who shall afterwards retire from business shall be null and void: Provided, anyone may be allowed to operate for ten (10) days after purchase of stock in bulk pending granting of license, upon application made promptly upon such purchase.

Section 403: Any person, firm, or corporation engaged in the selling of any of the articles covered by this act, either at wholesale or retail, without having secured the required license from the Commissioner of Revenue, shall be guilty of a misdemeanor, and, upon conviction by a court of competent jurisdiction, shall be fined or imprisoned, or both, in the discretion of the court: Provided, that this Section shall not apply to churches, schools, and charitable organizations selling at State or county fairs, or to church or school entertainments.

Section 404: There shall be levied, assessed, collected, and paid in respect to the articles containing tobacco, or any substitute therefor enumerated in the Section, an excise or license tax in the following amounts:

(1) Upon cigars of all descriptions made of tobacco, or any substitute therefor, and weighing not more than three (3) pounds per thousand, two (\$.02) cents for each ten (10) cigars, or fraction thereof.

(2) Upon cigars of all descriptions made of tobacco, or any substitute therefor, and weighing more than three (3) pounds per thousand, retailing for (\$.03) cents each or less, four (\$4.00) dollars per thousand.

(3) Upon cigars of all descriptions made of tobacco, or any substitute therefore, and weighing more than three (3) pounds per thousand, retailing for over three (\$.03) cents each, ten (\$10.00) dollars per thousand.

For the purpose of computing the tax, cheroots, stogies, and similar tobacco products are hereby classed as cigars.

(4) Upon all cigarettes made of tobacco or any substitute therefor: upon each package retailing for five (\$.05) cents or less, one (\$.01) cent; upon each package retailing for more than five (\$.05) cents each, an additional one (\$.01) cent for each five (\$.05) cents or fractional part thereof of the retail selling price in excess of five cents.

(5) Upon snuffs and chewing tobacco, one (\$.01) cent for each three ounces or fractional part thereof.

(6) Upon all smoking tobacco, including granulated plug-cut, crimp-cut, ready-rubbed, and other kinds and forms of tobacco prepared in such



manner as to be suitable for smoking in a pipe or cigarette; upon each package retailing for five (\$.05) cents or less, one (\$.01) cent; upon each package retailing for more than five (\$.05) cents, an additional one (\$.01) cent for each five cents or fractional part thereof of the retail selling price in excess of five (\$.05) cents.

(a) Whenever in this Section reference is made to manufactured tobacco products manufactured or imported to sell at a certain price, as the basis for computing the tax, it is intended to mean the ordinary, customary, or usual price paid by the consumer of each individual cigar, package of cigarettes, package of smoking tobacco, etc.

(b) When the retail or selling price is referred to in this act as the basis for computing the amount of stamps required on any article, it is intended to mean the retail or selling price of the article before adding the amount of the tax.

(c) When any articles or commodities subject to tax in this act are given as prices on punch boards, shooting galleries, etc., the tax shall be based on the ordinary selling price of such articles.

(7) Upon all shotgun or other shells, four (\$4.00) dollars per thousand shells.

Upon all cartridges, twenty-three (23) caliber or greater, two (\$2.00) dollars per thousand cartridges.

(8) Upon all candy retailing at fifty (\$.50) cents per pound and above, one (\$.01) cent for each ten cents or fraction of the retail price.

(8-a) Upon all chewing gum, package nuts and all package candy retailing for fifty (50) cents or less per package a tax of one (1) cent for each ten (10) cents or fractional part thereof of the retail selling price. Provided no tax shall be imposed upon any package or article retailing for less than five cents.

(9) Upon all playing cards a tax of five (\$.05) cents on each fifty (\$.50) cents or fractional part thereof of the retail selling price.

(10) Upon all malt extract a tax of ten per cent of the retail selling price: Provided, this shall not apply to malt extract sold to commercial bakers for use in manufacture of bread and other food products, nor to malt extract used in textile or other manufacturing establishments.

The stamps in all such cases to be affixed to the individual package.

The term "malt extract" shall mean and include all extracts and derivatives commonly called "malt" or "malt extract", and shall include all combinations of extracts derived in whole or in part of sprouted barley, or other sprouted grain.

Section 405: The license taxes imposed by this act, except in the case of automobiles, shall be paid by affixing stamps in the manner and at the times herein set forth. In the case of cigars, stogies, cheroots, and chewing tobacco the stamps shall be affixed to the box, or container, in which or from which normally sold at retail: Provided, that wholesalers and jobbers shall affix the required stamps within seventy-two (72) hours after such tobacco products are received by them: Provided further, that any retailer shall have twenty-four (24) hours within which to affix the stamps after such tobacco products are received by him or them: Provided, however, in the event any such tobacco products are manufactured within the State of North Carolina they shall be stamped by the manufacturer when and as sold: Provided, however, the Commissioner of Revenue may, in his discre-

tion, where it is practical and reasonable for the enforcement of the collection of taxes provided hereunder, promulgate such rules and regulations as to permit cigars, stogies, and cheroots to remain unstamped in the hands of wholesalers and jobbers until the original case or crate is broken, unpacked, or sold.

Section 406: In the case of cigarettes, snuff, smoking tobacco, chewing tobacco wrapped in packages of two (2) pounds or less, shotgun or other shells, cartridges, playing cards, and candy retailing for fifty (50) cents per pound or above, and malt extract, the stamps shall be affixed to each individual package by wholesalers and jobbers within seventy-two (72) hours after such products are received by them, and by any retailer within twenty-four (24) hours of receipt by him or them of any such products: Provided, that such goods must be stamped before being sold: Provided further, in the event any manufactured tobacco products, shells, cartridges, playing cards, or candy, chewing gum and package nuts, or malt extract, are manufactured within the State of North Carolina, they shall be stamped by the manufacturer when and as sold or consigned to any dealer in this State: Provided, however, that all retail dealers in manufactured tobacco products, shells, cartridges, playing cards, or candy, chewing gum and package nuts, or malt extract, purchasing or receiving such commodities from without the State, whether the same shall have been ordered through a wholesaler or jobber in this State and/or by drop shipment and/or otherwise, shall within five days after receipt of the same mail a duplicate invoice of all such purchases or receipts to the Commissioner of Revenue. Failure to furnish duplicate invoices as required shall be deemed a misdemeanor, and, upon conviction, be punishable by fine or imprisonment, or both, in the discretion of the court: Provided, that in the case of chewing gum, package nuts and package candy retailing for fifty (50) cents or less per package, the said articles shall not be required to be stamped until the same come into the possession of the retailer.

Section 407: It is the intent and purpose of this act to require all manufacturers within this State, wholesale dealers, jobbers, distributors, and retailer dealers, to affix the stamps provided for in this act to taxable commodities; but when the stamps have been affixed as required herein, no further or other stamps shall be required under the provisions of this act, regardless of how often such articles may be sold or resold within this State.

Section 408: Any of the articles named herein found at any point within the State of North Carolina, which said articles have been within the State of North Carolina for a period of twenty-four (24) hours or longer in the possession of any retailer, or for the period of seventy-two (72) hours or longer in the possession of any wholesaler or jobber, not having affixed to the package as above defined the stamps as above provided, are hereby declared to be contraband goods, and the same may be seized by the Commissioner of Revenue, or his employees, or by any peace officer of the State of North Carolina, without a warrant, who shall deliver same to the sheriff of the county for safe-keeping for ten days; at the expiration of said time said sheriff shall deliver same to the Commissioner of Revenue at Raleigh, North Carolina, for sale at public auction to the highest bidder after advertising for fifteen (15) days by posting a notice at the courthouse door in Wake County and in three other public places and by inserting a notice once a week for two weeks in a paper of general circulation in Raleigh,



North Carolina, but before delivering any of said goods so seized and sold the purchaser shall be required to affix the proper amount of stamps to the individual package as herein provided. The proceeds of sale for any goods sold hereunder shall be turned over by the Commissioner of Revenue to the State Treasurer as other funds collected by said Commissioner: Provided, that the cost of confiscation and sale shall be paid out of the proceeds derived from such sale before making remittance to the State Treasurer: Provided, that any person, firm, or corporation from whom any of the merchandise herein enumerated shall be taken shall, if he so desires, have the right of instituting proper legal proceedings within said twenty-five days for the adjudication of his rights.

Section 409: That the time limits of twenty-four (24) hours, and of seventy-two (72) hours, for affixing said stamps shall not apply to any person who, within said time limits, shall offer said goods, wares, and merchandise for sale without having first affixed stamps as herein provided; and any goods, wares, or merchandise so offered for sale without the affixing of the proper stamps shall be subject to confiscation as herein provided: Provided, that any vehicle, not a common carrier, which shall be used for the transportation for the purpose of sale of unstamped articles as herein enumerated shall be subject to confiscation and sale in the same manner as above provided for unstamped goods, wares, or merchandise.

Section 410: In all cases of seizure of any goods, wares, or merchandise, or other property hereafter made as being subject to forfeiture under provisions of this act, the officer or person making the seizure shall proceed as follows: He shall cause a list containing a particular description of the goods, wares, merchandise, or other property seized, to be prepared in triplicate and an appraisalment thereof to be made by three sworn appraisers to be selected by him, who shall be lawful citizens of the State of North Carolina residing within the county where the seizure was made; said list and appraisalment shall be properly attested by said officer and the said appraisers, for which service each of said appraisers shall be allowed a sum not exceeding two (\$2.00) dollars per day, to be paid by the Commissioner of Revenue out of any revenue received by him from the sale of confiscated goods or other confiscated property or from any compromise which may be effected; one copy of the appraisalment shall be delivered to the owner of the goods, one copy shall be retained by the officer making the seizure, and one copy shall be forwarded to the Commissioner of Revenue.

Section 411: In lieu of bringing suit as hereinbefore provided, any person claiming the said goods, wares, or merchandise or other property, so seized as contraband, within ten days after the seizure may file with the Commissioner of Revenue a claim in writing, stating his interest in the articles or property seized, and may execute a bond to the Commissioner of Revenue in a penal sum equal to double the value of said goods or property so seized, but in no case shall said bond be less than the sum of one hundred (\$100.00) dollars, with sureties to be approved by the clerk of the court in the county in which the goods or property are seized, conditioned that, in the case of condemnation of the articles so seized, the obligors shall pay to the Commissioner of Revenue the full value of the goods so seized, together with the tax due on the same, and all costs and expenses of the proceedings to obtain such condemnation, including a reasonable attorney's fee. And upon the delivery of such bond to the Commissioner of Revenue he shall transmit

the same with the duplicate list or description of the goods seized to the solicitor of the district in which such seizure was made, and the said solicitor shall prosecute the case to secure the forfeiture of said goods, wares, merchandise, or other property, in the court having jurisdiction. Upon the filing of the bond aforesaid the said goods shall be delivered to the claimant pending the outcome of said case. If no claim is interposed and no bond given within the time above specified, such goods, wares, merchandise, or other property shall be forfeited without further proceedings, and the same shall be sold as herein provided. And the proceeds of sale when received by the Commissioner of Revenue shall be turned into the State Treasury as other revenues are required by law to be turned in: Provided, that in seizures in quantities of less value than one hundred (\$100.00) dollars, the same may be advertised with other quantities at Raleigh by the Commissioner of Revenue, and disposed of as hereinabove provided.

Section 412: The proceedings against goods, wares, merchandise or other property dealt in contrary to the provisions of the act shall be considered a proceeding in rem unless otherwise herein provided.

Section 413: The Commissioner of Revenue may in his discretion return any goods or property confiscated under this act, or any part thereof, when it is shown that there was no intention to violate the provisions of this act: Provided, when any goods, wares, or merchandise, or other property, are confiscated under the provisions of this act, the Commissioner of Revenue may, in his discretion, return such goods or property to the parties from whom they were confiscated if and when such parties shall pay to the Commissioner of Revenue, or his duly authorized representative, an amount equal to double the tax assessed on the goods confiscated, together with the costs incurred, and in such cases no advertisement shall be made or notices posted in connection with said confiscation.

Section 414: The Commissioner of Revenue may promulgate rules and regulations governing the stamping of any articles or commodities enumerated herein handled by persons, firms, or corporations operating on interstate carriers.

Section 415: The Commissioner of Revenue shall have the power to make regulations concerning the methods of breaking packages, forms and kinds of containers and methods of affixing stamps to the articles of merchandise herein named, and all other matters pertaining to the administration of this law not herein provided.

Section 416: The Commissioner of Revenue is hereby authorized and directed to have prepared and distributed stamps suitable for denoting the tax on all articles enumerated herein.

Section 417: The Commissioner of Revenue is hereby authorized to engage any person, firm, or corporation to sell stamps, and shall allow as compensation for receiving, selling, and accounting for such stamps three (3) per cent. In case of sales of Business License Stamps, made by the Commissioner of Revenue to any merchant (wholesale or retail), or manufacturers (for their individual use), the Commissioner of Revenue shall allow the following discounts: On a sale of \$50.00 or over and less than \$100.00, a discount of three per cent on the entire amount of the sale; on a sale of \$100.00 or more, a discount of five per cent on the entire amount of the sale: Provided, that where wholesalers, jobbers, or manufacturers are entitled to purchase stamps at a discount of five per cent as herein



provided, instead of the Commissioner of Revenue selling said stamps to such jobbers, wholesalers, or manufacturers for cash, he may consign such stamps if, and when, such wholesaler, jobber or manufacturer shall give to him a good and sufficient bond executed by some surety company authorized to do business in this State, conditioned to secure the payment for the stamps so consigned, when and as they are used on manufactured tobacco products, playing cards, and candy, chewing gum, package nuts, and malt extract or when and as they are sold on cartridges and shells, by such wholesaler, jobber, or manufacturer, and to require monthly or such other periodic accounting and settlement periods for the use of said stamps as the Commissioner of Revenue may require: Provided further, that in any case any goods, wares, or merchandise upon which business license stamps have been placed, and which goods, wares, and merchandise have been sold and shipped to a regular dealer in such articles in another state, the seller in this State shall be entitled to a refund of the actual amount of the tax paid upon condition that the seller in this State shall make affidavit that the goods were so sold and shipped, and that he shall furnish from the purchaser a written acknowledgement that he has received such goods and the amount of stamps thereon, together with the name and address of the purchaser, whereupon the Commissioner of Revenue shall issue to the seller in this State his warrant or order upon the State Treasurer for the amount thereof, which warrant or order shall be paid by the State Treasurer: Provided further, that any goods, wares, or merchandise requiring stamps that are sold to the United States Government for army, navy, or marine purposes, and which shall be shipped from a point within this State to a place which has been lawfully ceded to the United States Government for army, navy, or marine purposes, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been so sold and shipped, and proof of such sale and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside the State: Provided further, that in case any goods, wares, or merchandise upon which business license stamps have been placed shall be sold and delivered to ships belonging to the United States Navy for distribution and sale to members of the military establishment only, or sold and delivered to ships regularly engaged in foreign or coastwise shipping between points in this State and points outside this State, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been sold and delivered, and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside of this State: Provided further, that the Commissioner of Revenue may promulgate rules and regulations providing for the refund to dealers of the cost of stamps affixed to goods which by reason of damage become unfit for sale and are destroyed by the dealer, or returned to the manufacturers: Provided further, that the Commissioner of Revenue may promulgate rules and regulations to prevent any abuse of the provisions contained herein providing for refunds in the above paragraph.

Section 418: Stamps shall be affixed in such manner that their removal will require continued applications of steam or water.

Section 419: That the Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have the power to enter upon the premises of any taxpayer and to examine, or cause to be examined, by any agent or representative designated by him for that purpose, any books,

papers, records, or memoranda, etc., bearing upon the amount of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act.

Section 420: Any person, firm, or corporation hindering or delaying the Commissioner of Revenue, or any officer or servant employed by him, in the enforcement of this law, or who shall violate any of the provisions thereof, or who shall remove or otherwise prepare any adhesive stamp with intent to use or cause the same to be used after it has already been used, or knowingly or wilfully buys, sells, offers for sale, or gives away any washed or restored stamps to any person, or knowingly uses the same, or has in his possession any washed, restored, or altered stamp which has been removed from the articles to which it has previously been affixed, or who re-uses any stamp which has heretofore been used for the purpose of paying any tax provided in this act, or who buys, sells, offers for sale, or has in his or its possession any counterfeit stamp, shall be guilty of a misdemeanor, and upon conviction shall be fined or imprisoned, or both, in the discretion of the court.

Section 421: If any taxes or penalties imposed by this act remain due and unpaid for a period of ten days, the Commissioner of Revenue shall as soon as practicable give ten days written notice to the person, firm, or corporation in default, and if after the expiration of such time the said person, firm, or corporation has not made payment and has not within such time made demand for a trial of the issue before a court of competent jurisdiction in the manner now provided by law for the trial of civil suits, it shall be the duty of the Commissioner of Revenue to issue execution, and levy upon the goods of such person, firm or corporation.

#### AUTOMOBILES, ETC.

Section 422: Upon application for the original license on any of the following motor vehicles, whether new or secondhand, the following graduated license tax shall be paid to the Motor Vehicle License Department, the same to be used exclusively for the maintenance of the six-months Constitutional School Term, to wit:

(a) Upon every automobile, auto-truck or trailer, retailing for \$400 and less than \$1,000, a license tax of five dollars:

(b) Upon every automobile, auto-truck or trailer, retailing for \$1,000 and less than \$2,000, a license tax of fifteen dollars;

(c) Upon every automobile, auto-truck or trailer, retailing for \$2,000 and less than \$3,000, a license tax of thirty dollars;

(d) Upon every automobile, auto-truck or trailer, retailing for \$3,000 and less than \$4,000, a license tax of fifty dollars;

(e) Upon every automobile, auto-truck, or trailer retailing for \$4,000 or more a license tax of seventy-five dollars (\$75.00).

It is the intent and purpose of this act to impose a license tax upon each of the objects above named, only upon the procuring of the first license in this State; after the securing of such license and the paying of the license tax as herein prescribed such vehicle shall be subject only to the ordinary license taxes and other taxes prescribed by law for automobiles, auto-trucks and trailers.

#### ADMISSIONS

Section 423: There shall be levied, assessed, collected, and paid upon all paid admissions to places of amusement, public bathing places, circuses,



carnivals, and public dance halls, or elsewhere, within the State of North Carolina, a license tax of one (\$0.01) cent for each ten (\$0.10) cents, or fractional part thereof: Provided, that no tax shall be charged or collected on account of any stage play or any pageant in which local or non-professional talent or players are used, nor where tickets or admissions are sold by any incorporated college or university presenting any musical or purely literary entertainment: Provided further, that the exemptions allowed in the last above proviso shall not apply in case the admissions inure to the benefit of any individual: Provided further, that no tax shall be charged or collected on admissions to high school or grammar school games or on general gate admissions to the State Fair or of any county or community fair: Provided further, however, that no tax shall be charged or collected on admissions to athletic contests played between taxtile athletic teams, provided the proceeds do not inure to any individual or player in the form of salary, or otherwise: Provided further, that no tax shall be charged or collected on admissions to entertainments other than motion pictures, when presented in community houses that are publicly owned and publicly controlled, and the proceeds do not inure to any individual or individuals: Provided further, this Section shall not apply to season tickets issued to bona fide students upon matriculation in any college.

Section 424: Every person, firm, or corporation operating a place of amusement within the State of North Carolina, subject to the tax imposed by this Section, shall within sixty (60) days after the effective date of this act, and annually thereafter, file with the Commissioner of Revenue an application for a license permitting them to engage in such business.

Section 425: The application for such license shall be filed on blanks to be furnished by the Commissioner of Revenue for that purpose, and shall contain a statement including the name of the individual or partnership, giving names of all partners, or corporations, postoffice address, and nature of the business. Such application shall be made annually on or before the first day of June of each calendar year: Provided, that any person, firm or corporation hereafter commencing the operation of any place of amusement shall, precedent to engaging in such business, file an application for a license in the manner and form hereinabove required. No license issued permitting the operation of a place of amusement shall be transferable, and any license issued to any person, firm, or corporation who shall afterwards retire from business shall be null and void. A separate license shall be required for each separate place of amusement: Provided further, that any one may be allowed to operate a place of amusement for a period of ten (10) days after the purchase of same, pending the granting of a license upon application being made promptly for a license.

Section 426: Upon receipt of an application for license to operate a place of amusement as above set forth, the Commissioner of Revenue shall issue to the applicant a license permitting him to operate such place of amusement without cost to the applicant. Such license shall be displayed at all times at or in such place of amusement in some conspicuous place easily seen by the public. Any person, firm, or corporation operating a place of amusement for which a license is required, without having first secured the license and posted same in accordance with the above provisions, shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 427: The Commissioner of Revenue is hereby authorized, empowered, and directed to have prepared and distributed suitable tickets to be used by places of amusement where admissions are charged. Except in cases where season tickets are used or where it is impractical for the Commissioner of Revenue to furnish tickets, every person, firm, or corporation operating a place of amusement subject to the provisions of this act shall use only such tickets as are distributed by the Commissioner of Revenue, such tickets to be furnished without cost to the taxpayer: Provided, however, that any person, firm, or corporation operating a place of amusement subject to the provisions of this act may have the option of using tickets obtained or furnished otherwise than by the Commissioner of Revenue, but upon such tickets not obtained through the Commissioner of Revenue there shall be placed documentary revenue stamp, or stamps, sufficient to indicate the payment of tax thereon as required by this act, which documentary stamps shall be purchased from the Commissioner of Revenue. And the said stamps shall be firmly attached to the tickets in such manner as will require the application of steam or water for the removal thereof.

Section 428: No operator of a place of amusement shall sell or permit to be sold in his place of business any admission tickets without the price of admission printed thereon, nor shall he sell or permit to be sold any admission ticket at a price other than the price printed thereon. No operator of a place of amusement shall sell, loan, or provide admission tickets which have been furnished by the Commissioner of Revenue for use in one place of amusement to anyone for use in any other place of amusement.

As each patron is admitted to a place of amusement, his ticket shall be collected and immediately torn in two parts, approximately through the center, and one-half given to the patron and the other half retained by the ticket taker, and when documentary stamps are attached to the tickets, they shall be so placed thereon as to be cut or torn in parts when the tickets are cut or torn in two parts.

Section 429: Any person operating a place of amusement subject to the tax herein provided who either shall fail to use tickets furnished by the Commissioner of Revenue or affix the stamps as herein required, or shall fail to tear them in two parts when presented, or shall in any manner contravene any of the provisions contained in this Section, shall be deemed guilty of a misdemeanor, and, upon conviction, fined or imprisoned, or both, in the discretion of the court.

Section 430: In addition to the penalties provided in this act the Commissioner of Revenue may revoke the license of any person, firm, or corporation failing to comply with any or all requirements of this act: Provided, that the Commissioner of Revenue shall mail notice of the revocation of the license or otherwise serve written notice thereof upon the person, firm, or corporation affected thereby. That within ten (10) days of the receipt of service of said notice such person, firm, or corporation shall file with the Commissioner of Revenue his exceptions or objections to the revocation of license. Whereupon it shall be the duty of the Commissioner of Revenue to render his final decision within ten (10) days, from which decision such person, firm, or corporation shall have the right to appeal to the Superior Court of the county in which his business is located.

Section 431: That upon the receipt or service of said notice notifying any person, firm, or corporation that his license has been revoked, he shall forth-



with close his place of business: Provided, however, that upon such person, firm, or corporation giving bond in some surety company licensed to do business in this State in double the amount of his tax for the next preceding six months, or, in the event he has not been in business for six months, in such amount as shall be determined by the Commissioner of Revenue, such bond to be conditioned upon the payment of all taxes arising after the giving of the same, he shall be permitted to continue his business pending the disposition of his appeal.

Section 432: That any person, firm, or corporation altering, restoring, or otherwise preparing in any manner whatsoever any admission ticket with intent to use or cause the same to be used after it has already been used, or who knowingly or wilfully buys, sells, offers for sale, or gives away any such restored or altered ticket, or knowingly uses or has the same in his or its possession, or has in his or its possession any counterfeit ticket, shall be guilty of a misdemeanor and upon conviction shall be fined or imprisoned, or both, in the discretion of the Court.

Section 433: The license tax imposed by this act shall be due and payable monthly, between the first and tenth days of each month, and the person, firm, or corporation liable to such tax shall, between the first and tenth of each month, make a true and correct return to the Commissioner of Revenue in such form as he may prescribe, showing the number and prices of admissions during the previous month, and remit the tax therewith. That in case of failure to make a true and correct return, the Commissioner of Revenue shall summon the person, firm, or corporation so offending before him or before his duly appointed representative, and if said person, firm, or corporation still persists in failing or refusing to make a true return and to pay his tax in accordance therewith, the Commissioner of Revenue shall have the right to cancel the license of said person, firm, or corporation, and proceedings shall then be had as provided in Section 38 thereof.

Section 434: In the event any person, firm, or corporation who appeals from an order of the Commissioner of Revenue revoking his license shall lose his case he shall, in addition to paying the tax due, pay a penalty of twenty-five (25) per cent of the amount of tax due by him, together with a reasonable attorney's fee, in addition to the ordinary costs of the action.

Section 435: That any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

### SOFT DRINKS

Section 436: That every person, firm, or corporation doing domestic or intrastate business within this State and engaging in the business of selling, manufacturing, purchasing, consigning, using, shipping, or distributing, for the purpose of sale within this State, any of the following articles, or things, viz., soda water, ginger-ale, coca-cola, lime-cola, pepsi-cola, near-beer, fruit juices, bottled drinks of every kind whatsoever, and all fountain drinks and other beverages and things commonly designated as "soft drinks," for the privilege of carrying on such business shall be subject to the payment of an excise or license tax, which tax shall be measured by and graduated in accordance with the sales of such person, firm, or corporation within the State of North Carolina, except as may hereinafter be provided, as follows:

Section 437: That the payment of the license taxes hereinabove provided for shall be evidenced by the affixing of North Carolina Soft Drink License Tax Stamps to the original containers in which all syrups are received, stored, shipped, or handled, at the following rate, to wit: For each gallon of syrups there shall be affixed to said original container Soft Drinks License Tax Stamps of a Value of seventy-six (\$.76) cents for each and every gallon in said containers. For the purpose of this act, the words "syrup or syrups" shall be defined as being the compound mixture or basic ingredients used in the making, mixing, or compounding of sort drinks at soda fountains by the mixing with same of water, ice, fruits, milks, and/or any other product suitable to make a complete soft drink, among such syrups being such products as coca-cola syrup, chero-cola syrup, lemon syrup, vanilla syrup, chocolate syrup, rock candy syrup, simple syrup, nu-grape syrup, cherry-mash syrup, and/or all prepared syrups sold for the purpose of mixing soft drinks at soda fountains.

Section 438: That in the event any simple syrup is made, mixed, compounded, or manufactured within this State by retailers of soft drinks, by dissolving sugar and water or any other mixture that will create simple syrup, or in the event any syrup or syrups are made by retailers of soft drinks by adding concentrates or extracts to mixtures made of sugar and water, commonly referred to as "simple syrup," for use of soda fountains, then, and in such event, the mixer, maker, manufacturer, or compounder of said syrups shall place and keep the same in containers until said syrups are needed at the fountain for the purpose of mixing drinks; and the containers of all such syrups so manufactured shall be stamped by the retailer of soft drinks with Soft Drinks License Tax Stamps to the Value of seventy-six (\$.76) cents per gallon, for each gallon of syrup in said container.

Section 439: The Soft Drinks License Tax Stamps above provided shall be affixed to each individual container of said syrups by retailers within twenty-four (24) hours after such syrups are received by them: Provided, that the containers of all syrups must be stamped before any of said syrups are used in the making of soft drinks. All retail dealers in soft drinks, purchasing or receiving syrups from without the State, whether the same shall have been ordered through a wholesaler of jobber within this State, and/or by drop shipment, and/or otherwise, shall within five (5) days after receipt of same mail a duplicate invoice of all such purchases, or receipts, to the Commissioner of Revenue. Failure to furnish such duplicate invoice as required shall be deemed a misdemeanor, and any person upon conviction shall be fined or imprisoned or both, in the discretion of the court.

Section 440: It is the intent and purpose of this act to require all retail dealers in soft drinks made, mixed, compounded, or manufactured from syrups within this State to affix the stamps provided for in this act to containers in which syrups are normally received, sold, or handled. But when the stamps have been affixed as required herein no further or other stamps shall be required under the provisions of this act, regardless of how often such svrup may be resold within this State.

Section 441: The provisions of this act with reference to the stamping of syrups shall apply only to syrups used at soda fountains, and not to syrups used by bottlers in the manufacture of bottled soft drinks: Provided, that the Commissioner of Revenue may promulgate rules and regulations to permit syrup which is to be used for purposes other than making



soft drinks to be stored in places where soft drinks are sold at retail. The Commissioner of Revenue is hereby authorized, empowered, and directed to have prepared and distributed stamps suitable for denoting the tax on soft drinks and syrup.

Section 442: That any and all soft drinks offered for sale in sealed bottles shall, within twenty-four (24) hours of the time of its manufacture, or receipt in this State, be stamped with North Carolina Soft Drinks License Tax Stamps at the rate of one (\$0.01) cent for each five (\$0.05) cents or fractional part thereof of the retail selling price, by affixing said stamps at said rate to each individual bottle. That in the case of bottled drinks shipped into North Carolina from a point outside of said State, said stamps shall be affixed to said bottled drinks within twenty-four (24) hours after such bottled drinks come into possession of the person first receiving the same, whether said person be a wholesaler, jobber, distributor, and/or of said products.

Section 443: Bottled soft drinks as referred to in this act shall include any and all beverages, whether carbonated or not, such as soda water, ginger-ale, nu-grape, coca-cola, lime-cola, pepsi-cola, budweiser beer, near-beer, fruit juice, milk drinks, when any flavoring or syrup is added, cordial, bottled carbonated water, and/or any and all bottled preparations commonly referred to as soft drinks, of whatsoever kind and description.

Section 444: The Commissioner of Revenue is hereby authorized to engage any person, firm, or corporation to sell tax stamps, and shall allow as compensation for receiving, selling, and accounting for such stamps three (3) per cent. In case of sales of soft drinks license stamps, made by the Commissioner of Revenue to any merchants (wholesale or retail) or manufacturers, for their individual use, the Commissioner of Revenue shall allow the following discount: On a sale of less than \$100.00, a discount of three per cent on the entire amount of the sale; on a sale of \$100.00 or more, a discount of five per cent on the entire amount of the sale.

Section 445: It is the intent and purpose of this act to require all manufacturers and dealers in bottled soft drinks to affix either soft drinks license tax stamps or soft drinks license tax crowns to each individual bottle of soft drinks sold or distributed, and when the said stamps or crowns are so affixed they shall be evidence of the payment of the tax provided herein. But when the stamp or crown has been affixed as herein required, no further or other stamp or crown shall be required under the provisions of this act, regardless of how often such bottled drinks are sold or resold within this State. That in the event the manufacturers of bottle drinks either within or without the State of North Carolina shall use the soft drinks license tax crown as herein provided for, then, and in such event, said manufacturer shall be relieved of the duty of stamping each individual bottle.

Section 446: The Commissioner of Revenue is hereby authorized, empowered, and directed to promulgate rules and regulations governing the purchase, sale, and distribution of crowns with which to seal said bottled soft drinks within this State. Said crowns shall carry a design approved by the Commissioner of Revenue, the use of which crown shall be evidence of the payment of the license taxes provided in this act. Manufacturers and/or distributors of crowns may be required to furnish bond to insure faithful compliance with such regulations, secure license, and meet with all requirements as set forth by the Commissioner of Revenue. All purchasers of crowns, whether they be bottlers or otherwise, shall be required

to purchase crowns in accordance with rules and regulations promulgated by the Commissioner of Revenue. The price to be paid by purchasers for crowns shall be the manufacturers' price plus all transportation charges to consignee at destination and in addition thereto shall be one (\$.01) cent per crown, when to be used upon bottled drinks retailing for five (\$.05) cents each, or less; two (\$.02) cents per crown when to be used upon bottled drinks retailing for more than five (\$.05) cents each, but not more than ten (\$.10) cents each; three (\$.03) cents per crown when to be used upon bottled drinks retailing for more than ten (\$.10) cents each, but not more than fifteen (\$.15) cents each, etc., so that the tax will equal one (\$.01) cent for each five (\$.05) cents or fractional part thereof of the retail selling price as the soft drinks license tax herein requires.

Section 447: (stricken out).

Section 448: In the sale of Soft Drinks License Tax Crowns the Commissioner of Revenue shall allow the following discounts to the purchasers: On the sale of less than one hundred (100) gross crowns, a discount of three (3) per cent shall be allowed on the entire amount; on the sale of (100) gross crowns or over, a discount of five per cent shall be allowed on the entire amount: Provided, that the discount applies only to the tax and not the manufacturers' price or transportation costs.

Section 449: That the Commissioner of Revenue may consign soft drinks licensee tax stamps, or soft drinks license tax crowns, to manufacturers, wholesalers, and jobbers, allowing the same discount as when sold for cash, if and when such manufacturer, wholesaler, or jobber shall give to the Commissioner of Revenue a good and sufficient bond, executed by some surety company authorized to do business in this State, conditioned to secure the payment for the stamps, or crowns, so consigned, when and as they are used by such wholesaler, jobber, or manufacturer, and to require monthly or such other periodic accounting and settlement periods for the use of said stamps or crowns as the Commissioner of Revenue may require.

Section 449A: There shall be levied, assessed and collected a license tax of one (\$.01) cent for each five (\$.05) cents or fractional part thereof the retail selling price upon all soft drinks manufactured or sold within this State, which drinks are manufactured without the use of any syrup on which the tax has been previously paid. Such tax to be collected in accordance with rules and regulations promulgated by the Commissioner of Revenue: Provided, that when it is impracticable to use stamps and crowns, the Commissioner of Revenue may dispense with the use of stamps or crowns and may require the seller of soft drinks to make a return in such form and manner as the Commissioner of Revenue may require, and pay the tax thereon immediately, or the Commissioner of Revenue may in his discretion extend the time of payment of the tax provided in this Section.

Section 449B: It shall be provided by regulations of the Commissioner of Revenue the methods of breaking packages, forms and kinds of containers and methods of affixing stamps, that shall be employed by individuals, firms, or corporations subject to the tax imposed by this act, which will make possible enforcement of payment by inspection; and any individual, firm, or corporation subject to this tax engaging in or permitting such practices as are prohibited by regulations of the Commissioner of Revenue, or in any other practice which make it difficult to enforce the provisions of this act by inspection, shall be deemed guilty of a misdemeanor.



and, upon conviction, be fined or imprisoned, or both, in the discretion of the Court.

Section 449C: That in case any goods, wares, or merchandise upon which Soft Drinks License Tax Stamps or Soft Drinks License Tax Crowns have been placed, and which goods, wares, and merchandise have been sold and shipped to a regular dealer in such articles in another state, the seller in this State shall be entitled to a refund of the actual amount of tax paid, upon condition that the seller in this State shall make affidavit that the goods were sold and shipped, and that he shall furnish from the purchaser a written acknowledgement that he has received such goods, and the amount of stamps, or crowns, thereon, together with the name and address of the purchaser, whereupon the Commissioner of Revenue shall issue to the seller in this State stamps of crowns of sufficient value to cover the refund, or its warrant or order upon the State Treasurer for the amount thereof, which warrant or order shall be paid by the State Treasurer.

Section 449D: That any soft drinks upon which Soft Drinks License Tax Stamps or Soft Drinks License Tax Crowns have been affixed that are sold to the United States Government for army, navy, or marine purposes, and which shall be shipped from a point within this State to a place which has been lawfully ceded to the United States Government for army, navy, or marine purposes, or which shall be sold and delivered to ships belonging to the United States Navy, for distribution and sale to members of the military establishment only, or sold and delivered to ships regularly engaged in foreign or coastwise shipping between points in this State and points outside this State, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been sold and shipped, or delivered. Proof of such sale or delivery and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside the State: Provided, the Commissioner of Revenue may promulgate rules and regulations to prevent any abuse of the provisions contained in this paragraph and the one next preceding.

Section 449E: That the Commissioner of Revenue may promulgate rules and regulations to relieve bottlers whose output is sold in bottles from affixing the stamps, or crowns, on such goods as are sold and shipped to points outside this State.

Section 449F: That the Commissioner of Revenue may promulgate rules and regulations providing for the refund to dealers, or manufacturers, of the amount of tax paid on such goods which become unfit for sale, or any other legitimate loss which may occur upon proof of such loss.

Section 449G: Stamps shall be affixed in such manner that their removal will require continued application of steam or water.

Section 449H: Whenever the retail or selling price is referred to in this act as the basis for computing the tax, it is intended to mean the ordinary, customary, or usual price paid by consumer.

Section 449I: That in the event Soft Drinks License Tax Stamps shall be attached to individual bottles of finished soft drinks, then no cancellation or obliteration of the same shall be required, but the crown must be so attached that one-half shall be attached to the crown and one-half to the neck of the bottle; but soft drinks license tax stamps affixed to containers of syrups to be used at soda fountains shall be canceled in the following manner to wit: By the retailer writing, or stamping, or causing

the same to be written or stamped, with ink or indelible pencil, across said stamp, his or its initials or name and the date upon which the stamp was affixed. When the container to which the stamp has been affixed has been emptied, the stamp must be immediately obliterated by making at least three incisions criss-cross through the stamp, with a knife or other sharp instrument. That whoever makes use of any adhesive stamp to denote any tax imposed by this act without cancelling or obliterating such stamps as herein provided shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449J: That whoever removes, washes, restores, alters, or otherwise prepares any adhesive stamps, or crowns, with intent to use or cause the same to be used, after it has already been used; or knowingly or wilfully buys, sells, offers for sale, or gives away any such washed, restored, or altered stamp, or crown, to any person; or knowingly uses the same, or has in his or its possession any washed, restored, or altered stamps or crowns which have been removed from the articles to which they have been previously affixed; or whoever, for the purpose of indicating the payment of any tax hereunder, reuses any stamp or crown that has heretofore been used for the purpose of denoting the tax provided in this act; or whoever prepares, buys, sells, offers for sale, or has in his or its possession any counterfeit stamps, or crowns, is guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449K: Any person, firm, or corporation required by this act to affix the stamps, or crowns, as provided, who shall fail to properly affix the stamps, or crowns, within the time and as prescribed by law shall, in addition to the goods being subject to confiscation, be required to pay as a part of the tax imposed hereunder a penalty of not less than twenty (\$20.00) dollars or more than one hundred (\$100.00) dollars, to assessed and collected by the Commissioner of Revenue as other taxes are collected. Each article or container not having the proper stamps, or crowns, affixed thereto as herein required shall be deemed a separate offense: Provided, that any soft drink or syrups in the place of business of any person, firm, or corporation required by the provisions of this act to stamp the same shall be prima facie evidence that such articles are intended for sale.

Section 449L: That when any soft drinks taxable under the provisions of this act are found in the possession of any retail dealer without having the stamps, or crowns, affixed, the manufacturer or wholesaler selling such articles within this State shall be subject to the penalties herein provided, as well as the retail dealer in whose possession the goods are located.

Section 449M: The Commissioner of Revenue is hereby authorized and empowered to promulgate rules and regulations to provide for the collection of the amount of tax due on all syrups or bottled drinks, taxable under the provisions of this act, in possession of dealers on the effective date of this act, so as to prevent any soft drinks being sold within this State without the tax herein being paid.

Section 449N: It is the intent and purpose of this act to require all manufacturers within this State, wholesale dealers, jobbers, distributors and retail dealers, to affix the stamps provided for in this act to taxable commodities, but when the stamps have been affixed as required herein, no further or other stamps shall be required under the provisions of this act,



regardless of how often such commodities may be sold or resold within this State.

Section 449O: Any syrups in possession of retail dealers of soft drinks to be used in the making, mixing, or compounding of all soft drinks at soda fountains, the containers of which shall not be stamped as herein required, and any and all bottled drinks as herein defined, which shall not be stamped or which shall not have the Soft Drinks License Tax Crowns showing tax paid attached, which article shall have been manufactured or which have been within this State for a period of twenty-four (24) hours or longer in possession of any manufacturer, wholesaler, distributor, jobber, or retailer, or which shall have been sold within this State, are hereby declared to be contraband goods, and the same may be seized by the Commissioner of Revenue, his employees, and/or by any peace officer of the State of North Carolina without a warrant, who shall deliver same to the sheriff of the county for safekeeping for ten days. At the expiration of said time said sheriff shall deliver same to the Commissioner of Revenue for sale at public auction to the highest bidder, after advertising for fifteen (15) days by posting a notice at the court house door in Wake County, and in three other public places, and by inserting a notice once a week for two weeks in a paper of general circulation in Raleigh, North Carolina, but before delivering any of said goods so seized and sold the purchaser shall be required to affix the proper amount of stamps to the individual package as herein provided. The proceeds of sale for any goods sold hereunder shall be turned over by the Commissioner of Revenue to the State Treasurer, as other funds collected by said Commissioner: Provided, that the cost of confiscation and sale shall be paid out of the proceeds derived from such sale before making remittance to the State Treasurer: Provided, that any person, firm, or corporation from whom any of the merchandise herein enumerated shall be taken shall, if he so desires, have the right of instituting proper legal proceedings within said twenty-five (25) days for the adjudication of his rights: Provided further, that the period of twenty-four (24) hours allowed for affixing said stamps or crowns shall not apply to any person, firm, or corporation who, within said time limit, shall offer for sale, either at wholesale or retail, any of the goods, wares, or merchandise herein enumerated, and all such goods, wares, and merchandise when offered for sale, either at wholesale or retail, without the stamps or crowns having been first affixed, shall be subject to confiscation as hereinabove provided: Provided further, that any vehicle, not a common carrier, which may be used in transporting, for the purpose of sale, any unstamped articles as hereinbefore enumerated, shall likewise be subject to confiscation and sale in the same manner as above provided for unstamped goods, wares, or merchandise.

Section 449P: In all cases of seizure of any goods, wares, or merchandise or other property hereafter made as being subject to forfeiture under the provisions of this act, the officer or person making the seizure shall proceed as follows:

Section 449Q: He shall cause a list containing a particular description of the goods, wares, merchandise, or other property seized to be prepared in triplicate and an appraisement thereof to be made by three sworn appraisers to be selected by him, who shall be lawful citizens of the State of North Carolina residing within the county where the seizure was made; said list and appraisement shall be properly attested by said officer and the said

appraisers for which service each of said appraisers shall be allowed a sum not exceeding two (\$2.00) dollars per day, to be paid by the Commissioner of Revenue out of any revenue received by him from the sale of confiscated goods or other confiscated property, or from any compromise which may be effected; one copy of the appraisalment shall be delivered to the owner of the goods, one copy shall be retained by the officer making the seizure, and one copy shall be forwarded to the Commissioner of Revenue.

Section 449R: In lieu of bringing suit as hereinbefore provided, any person claiming the said goods, wares, or merchandise or other property so seized as contraband within ten days after the seizure may file with the Commissioner of Revenue a claim in writing, stating his interest in the articles or property seized, and may execute a bond to the Commissioner of Revenue, in a penal sum equal to double the value of said goods or property so seized, but in no case shall said bond be less than the sum of one hundred (\$100.00) dollars, with sureties to be approved by the clerk of the court of the county in which the goods or property are seized, conditioned that in the case of condemnation of the articles so seized the obligors shall pay to the Commissioner of Revenue the full value of the goods so seized, together with the tax on the same, and all costs and expenses of the proceedings to obtain such condemnation, including a reasonable attorney's fee, and upon the delivery of such bond to the Commissioner of Revenue he shall transmitt the same with the duplicate list or description of the goods seized to the solicitor of the district in which such seizure was made, and the said solicitor shall prosecute the case to secure the forfeiture of said goods, wares, merchandise, or other property in the court having jurisdiction. Upon the filing of the bond aforesaid the said goods shall be delivered to the claimant, pending the outcome of said case.

Section 449S: If no claim is interposed and no bond given, within the time above specified, such goods, wares, merchandise, or other property shall be forfeited without further proceedings, and the same shall be sold as herein provided; and the proceeds of sale when received by the Commissioner of Revenue shall be turned into the State Treasury as other revenues are required by law to be turned in: Provided, that in seizures in quantities of less value than twenty-five (\$25.00) dollars the same may be advertised with other quantities at Raleigh by the Commissioner of Revenue, and disposed of as hereinabove provided.

Section 449T: The proceedings against goods, wares, merchandise, or other property dealt in contrary to the provisions of this act shall be considered a proceeding in rem unless otherwise therein provided.

Section 449U: The Commissioner of Revenue may in his discretion return any goods or property confiscated under this act, or any part thereof, when it is shown that there was no intention to violate the provisions of this act: Provided, when any goods, wares, or merchandise, or other property are confiscated under the provisions of this act, the Commissioner of Revenue may, in his discretion, return such goods, or property to the parties from whom they were confiscated if and when such parties shall pay to the Commissioner of Revenue, or his duly authorized representative, an amount equal to double the tax on the confiscated goods, together with the cost incurred, and in such cases no advertisement shall be made or notices posted in connection with such confiscation.

Section 449V: The Commissioner of Revenue may promulgate rules and regulations governing the stamping of any articles or commodities enumer-



ated herein, handled by persons, firms, or corporations operating on interstate carriers.

Section 449W: The Commissioner of Revenue shall have the power to make regulations concerning the methods of breaking package, forms and kinds of containers and methods of affixing stamps to the articles of merchandise herein named, and all other matters pertaining to the administration of this law not herein provided.

Section 449X: The Commissioner of Revenue is hereby authorized and directed to have prepared and distributed stamps suitable for denoting the tax on all articles herein enumerated.

Section 449Y: That the Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have the power to enter upon the premises of any taxpayer and to examine, or cause to be examined, by any agent or representative designated by him for that purpose, any books, papers, records, or memoranda, etc., bearing upon the amount of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act.

Section 449Z: Every person, firm, or corporation engaged in the business of making, mixing, or compounding any of the soft drinks enumerated in this act shall keep a distinct, legible, and permanent record of all extracts, flavorings, sugar, syrup, and other ingredients, except water, received by him, or it, that may be useful for making, mixing, or compounding soft drinks. That said record shall show the amount or quantity of each commodities received, the date of receipt thereof, and the name of the person or corporation from whom the same was secured or received, and the said record shall be open at all times for inspection by the Commissioner of Revenue, or any of his duly authorized agents.

Section 449AA: Every person, firm, or corporation engaged in the manufacture, sale, or distribution of soft drinks is hereby required to keep an accurate account of all daily sales, sales slips, bills, invoices, delivery slips, statements, bills of lading, freight bills, credit memoranda, etc., for a period of not less than two (2) years from the date shown thereon. All such records shall at any time be open to inspection by duly authorized agents of the Commissioner of Revenue.

Section 449BB: That upon the record hereinabove required to be kept, and upon such other information as may be obtained, the Commissioner of Revenue shall calculate the number or amount of soft drinks that are ordinarily manufactured, mixed, or compounded from such ingredients in accordance with the standard or average formula used therefor by bottlers, mixers, and compounders of soft drinks, and the result thus obtained shall be prima facie evidence of the sale thereof: Provided, that nothing herein contained shall be construed to prevent any bottler, mixer, or compounder of some drinks from showing that he has actually not sold the whole or any part of the amount of soft drinks as determined by the above mode of calculation: Provided, further, that the Commissioner of Revenue shall, in making the above provided calculation, allow as a deduction the reasonable average loss for waste and breakage.

Section 449CC: If any taxes or penalties imposed by this act remain due and unpaid for a period of ten days, the Commissioner of Revenue shall as soon as practicable give ten days written notice to the person, firm, or corporation in default, and if after the expiration of such time the said person, firm, or corporation has not made payment and has not within

such time made demand for a trial of the issue before a court of competent jurisdiction in the manner now provided by law for the trial of civil suits, it shall be the duty of the Commissioner of Revenue to issue execution and levy upon the goods of said person, firm, or corporation.

#### DOCUMENTARY TAX

Section 449DD: Taxes Levied. That on and after the passage of this act there shall be levied, collected, and paid, for and in respect of the several bonds, debentures, or certificates of stock and indebtedness, and other documents, instruments, matters and things mentioned and described in Schedule A of this act, or for or in respect of the vellum, parchment, or paper upon which such instrument, matter or things, or any of them, are written or printed, by any person who makes, signs, issues, sells, removes, consigns, or ships the same, or for whose benefit or use the same are made, signed, sold, removed, consigned, or shipped the several taxes specified in such schedule.

Section 449EE: There shall not be taxed under this act any bond, note, or other instrument issued by the United States, or by any foreign government, or by any State, Territory, or the District of Columbia, or local subdivision thereof, or municipal or other corporation exercising the taxing power; or any bond of indemnity required to be filed by any person to secure payment of any pension, allowance, allotment, relief, or insurance by the United States, or to secure a duplicate for, or the payment of any bond, note, certificate of indebtedness, war-savings certificate, warrant or check issued by the United States: Provided, that the provisions of this act shall not apply to certificates of stock by mutual building and loan associations organized and operating exclusively for the benefit of its members. (See page 56.)

Section 449FF: Penalties for Evasion of Stamp Tax. That whoever:

(a) Makes, signs, issues, or accepts, or causes to be made, signed, issued, or accepted, any instrument, document, or paper of any kind or description whatsoever without the full amount of tax thereon being duly paid;

(b) Makes use of any adhesive stamp to denote any tax imposed by this act without cancelling or obliterating such stamps as hereinafter provided; is guilty of misdemeanor, and, upon conviction, shall pay a fine of not more than one hundred (\$100.00) dollars, or be imprisoned not more than thirty (30) days, for each offense.

Cancellation of Stamps. That whenever an adhesive stamp is used for denoting any tax imposed by this act on documents except as hereinafter provided, the person using or affixing the same shall write, or stamp, or cause to be written or stamped thereon the initials of his or its name and date upon which the same is attached or used, so that the same may not again be used. Stamps shall be affixed in such manner that their removal will require continued application of steam or water: Provided, that the Commissioner of Revenue may prescribe such other method for the cancellation of such stamps as he may deem expedient.

Section 449GG: Penalties for Fraud in Use or Reuse of Stamps. That whoever:

(a) Fraudulently cuts, tears, or removes from any vellum, parchment, paper, instrument, or writing upon which any tax is imposed by this act any adhesive stamp used in pursuance of this act:



(b) Fraudulently uses, joins, fixes, or places to, with, or upon any vellum, parchment, paper, instrument, or writing upon which any tax is imposed by this act (1) any adhesive stamp which has been cut, torn, or removed from any other vellum, parchment, paper, instrument, or writing, upon which any tax is imposed by this act; or, (2) any adhesive stamp of insufficient value; or, (3) any forged or counterfeited stamp;

(c) Wilfully removes, or alters the cancellation or defacing marks of, or otherwise prepares any adhesive stamp with intent to use, or cause the same to be used, after it has already been used, or knowingly or wilfully buys, sells, offers for sale, or gives away any such washed or restored stamp to any person for use, or knowingly uses the same;

(d) Knowingly, and without lawful excuse (the burden of proof of such excuse being on the accused) has in possession any washed, restored, or altered stamp which has been removed from any vellum, parchment, paper, instrument, or writing;

(e) Knowingly or wilfully prepares, buys, sells, offers for sale, or has in his or its possession any counterfeit stamps; is guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not more than one thousand (\$1,000.00) dollars, or by imprisonment for not more than five (5) years, or both.

Section 449HH: Distribution of Stamps. That the Commissioner of Revenue shall cause to be prepared and distributed for the payment of the taxes prescribed in this act suitable stamps denoting the tax on the documents to which same may be affixed, and shall prescribe such method for the affixing of said stamps in substitution for or in addition to the method provided in this act as he may deem expedient.

Section 449II: Bonds of Indebtedness. On all bonds, debentures, or certificates of indebtedness issued by any person, and all instruments, however termed, issued by any corporation with interest coupons or in registered form, known generally as corporate securities, on each one hundred (\$100.00) dollars of face value or fraction thereof, ten (\$0.10) cents: Provided, that every renewal of the foregoing shall be taxed as a new issue: Provided further, that when a bond conditional for the repayment or payment of money is given in a penal sum greater than the debt secured, the tax shall be based upon the amount secured.

Section 449JJ: Capital Stock, Issued. On each original issue, whether organization or reorganization, of certificates of stock, or of profits, or interest in property or accumulations, by any corporation, on each one hundred (\$100.00) dollars of face value, or fraction thereof, ten (\$0.10) cents: Provided, that where a certificate is issued without face value, the tax shall be ten (\$0.10) cents per share, unless the actual value is in excess of one hundred (\$100.00) dollars per share, in which case the tax shall be ten (\$0.10) cents on each one hundred (\$100.00) dollars of actual value or fraction thereof.

The stamps representing the tax imposed by this subdivision shall be attached to the stock books, and not to the certificates issued.

Section 449KK: Capital Stock, Sales or Transfer. On all sales, or agreements to sell, or memoranda of sales or deliveries of transfers of legal title to shares, or certificates of stock or of profits or of interest in property or accumulations in any corporation, or to rights to subscribe for or to receive shares or certificates, whether made upon or shown by the books of the corporation, or by any assignment in blank, or by any delivery, or by

any paper or agreement or memorandum or other evidence of transfer or sale, whether entitling the holder in any manner to the benefit of such stock interest, or rights, or not, on each one hundred (\$100.00) dollars of face value of fraction thereof, four (\$0.04) cents and where such shares are without par or face value, the tax shall be 4 cents on the transfer of sale or agreement to sell on each share: Provided, that it is not intended by this act to impose a tax upon an agreement evidencing a deposit of certificates as collateral security for money loaned thereon, which certificates are not actually sold, nor upon the delivery or transfer for such purpose of certificates so deposited, nor upon mere loans of stock nor upon the return of stock so loaned: Provided further, that the tax shall not be imposed upon deliveries or transfers to a broker for sale, nor upon deliveries or transfers by a broker to a customer for whom and upon whose order he has purchased same, but such deliveries or transfers shall be accompanied by a certificate setting forth the facts: Provided further, that in case of sale where the evidence of transfer is shown only by the books of the corporation, the stamp shall be placed upon such books of the corporation; and where the change of ownership is by transfer of the certificate, the stamp shall be placed upon the certificates; and in cases of an agreement to sell, or where the transfer is made by delivery of the certificate assigned in blank, there shall be made and delivered by the seller to the buyer a bill or memorandum of such sale, to which the stamp shall be affixed; and every bill or memorandum of sale or agreement to sell before mentioned shall show the date thereof, the name of the seller, the amount of the sale, and the matter or things to which it refers. Any person liable to pay the tax as herein provided, or anyone who acts in the matter as agent or broker for such person, or who makes any such sale, or who in pursuance of any such sale delivers any certificate or evidence of the sale of any stock, interest or right, or bill or memorandum thereof, as herein required, without having the proper stamps affixed thereto, with intent to evade the foregoing provisions, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449LL: Notes, Written Obligations to Pay Money.

Promissory notes, except bank notes issued for circulation and executory contracts for the payment of money which are executed or carried out in an instrument of writing to which documentary stamps are affixed; non-negotiable notes; written obligations to pay money, except as may herein otherwise be provided for; assignment of salaries; wages, or other compensation; and for each renewal of same, for a sum not exceeding one hundred (\$100.00) dollars, four (4) cents; and for each additional one hundred (\$100.00) dollars, or fractional part thereof, four (4) cents.

Mortgages which incorporate the certificate of indebtedness not otherwise shown in separate instrument are subject to a tax at the same rate: Provided, this act shall not apply to crop liens.

Section 449MM: Conveyances. Deed, instrument, or writing whereby any lands, tenements, or other realty sold shall be granted, assigned, transferred, or otherwise conveyed to, or vested in, the purchaser or purchasers, or any other person or persons, by his, her, or their direction, when the consideration or value of the interest or property conveyed, exclusive of the value of any lien or encumbrance remaining thereon at the time of sale exceeds one hundred (\$100.00) dollars, and does not exceed \$500.00 or



fractional part thereof, one (\$1.00) dollar, and for each additional five hundred (\$500.00) dollars or fractional part thereof, one (\$1.00) dollar.

Section 449NN: Duties and powers of Commissioners of Revenue. The Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have power to enter upon the premises of any taxpayer and to examine; or cause to be examined by any agent or representative designated by him for that purpose, any books, papers, records, or memoranda bearing upon the amounts of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act. Registers of Deeds and other county officers, designated by the Commissioner of Revenue, shall assist in the administration of this act by distributing regulations; giving information, selling stamps, reporting violations of the act, and in other ways not inconsistent with their respective offices, to the extent and in the manner required by regulations of the Commissioner of Revenue.

Section 449OO: Penalty for Interfering with Inspection. Any person, firm, or corporation subject to this tax, engaging in or permitting such practices as are prohibited by regulations of the Commissioner of Revenue, or in any other practice which makes it difficult to enforce the provisions of this act by inspection, or if any person, firm, or corporation, agent or officer thereof, who shall, upon demand of any officer or agent of the Commissioner of Revenue, refuse to allow full inspection of the premises or any part thereof, or who shall hinder or in anywise delay or prevent such inspection when demand is made therefor, shall be deemed to be guilty of a misdemeanor, and shall, upon conviction, be fined or imprisoned, or both, in the discretion of the court.

Section 449PP: Clerks of Court and Registers of Deeds to Report Violation. Clerks of Court and Registers of Deeds shall report to the Commissioner of Revenue the names and addresses of any individuals, firms, or corporations who fail to have affixed the required amount of stamps of any conveyance or taxable instrument which may be recorded in their respective offices. Any Clerk of Court or Register of Deeds who knowingly fails to report any such violation within thirty (30) days after the recording of any taxable instrument without stamps shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449QQ: Administration of Act. That the administration of this act is vested in the Commissioner of Revenue, who shall prescribe rules and regulations pertinent to the enforcement of this act.

#### GENERAL PROVISIONS

Section 449 RR: That the administration of this act is vested in the Commissioner of Revenue of the State of North Carolina, who shall prescribe rules and regulations pertinent to the enforcement of this act. It shall be his duty to employ the necessary assistants, clerks, and inspectors for the proper administration of this act. He shall have the power to enter upon the premises of any taxpayer and examine, or cause to be examined by his agent or representative designated by him for that purpose, any books, papers, records, memoranda, and/or commodities or other articles of property bearing upon the amounts of taxes; and to secure any other information directly or indirectly concerned in the enforcement of this act: Provided, that for the purpose of enforcing this act he or his duly

appointed representative shall have the right to enter the premises of any railroad, steamboat company, or other common carrier of goods and examine the weigh (way) bills, bills of lading, receipted freight bills, and all other papers, memoranda, data, or documents showing or tending to show the receipt by any person within the State of North Carolina of any of the goods, wares, merchandise, or other property taxable herein.

Section 449SS: In case any person or corporation is liable to the payment of any tax under the provisions of this act, and has not paid the same, and it is made to appear that such person or corporation is insolvent, or that the strict enforcement of the payment of the tax would probably render the taxpayer insolvent, then and in such case the Commissioner of Revenue may settle and compromise such tax as may be for the best practical interest of the State and as may under all circumstances be just to the taxpayer.

Section 449TT: That the license tax or taxes imposed by this act shall be in addition to all other licenses and taxes now levied.

Section 449UU: That the Commissioner of Revenue may, in his discretion, compromise any civil action arising under the provisions of this act, and may, upon good cause shown, remit any penalties accruing under this act, in whole or in part.

Section 449VV: That for the purpose of administering this act and collecting the taxes herein provided for, there is established a revolving fund in the sum of fifty thousand (\$50,000.00) dollars for the purchase of crowns, admission tickets, stamps, and other necessary expenses for the proper administration of this act, including the payment of necessary salaries, all payments from said fund to be refunded as the fund is depleted out of revenues collected from the sale of crowns, admission tickets, stamps, or other revenues.

Section 449WW: Whenever any license required under the provisions of this act is lost, misplaced, or for any reason necessitates the issuance of a duplicate license, the party to whom such duplicate license is issued shall pay a fee of one (\$1.00) dollar for the issuance of such duplicate to the Commissioner of Revenue, which fee shall be turned in to the State Treasurer as other funds collected by the Commissioner of Revenue.

Section 449XX: That if any clause, sentence, paragraph, or part of the foregoing sections of this act for any reason be adjudged to be unconstitutional or illegal it shall not affect the balance of said act, which shall remain in full force and effect.

Section 449YY: That all laws and clauses of laws in conflict herewith are hereby repealed.

W. G. CLARK,  
R. G. RANKIN,  
JOHN W. HINSDALE,  
J. A. PRITCHETT,

*Conferees on the part of the Senate.*

U. L. SPENCE,  
A. D. MACLEAN,  
C. W. ALLEN,  
H. G. CONNOR, JR.,

*Conferees on the part of the House.*



Upon motion of Mr. Spence the conferees' report is adopted, and it is ordered that the adoption of the conferees' report shall constitute the first reading of the provisions contained in the report not appearing in the bill heretofore passed, and the bill and report is placed on the Calendar for its second reading roll call.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1285, A Joint Resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

H. B. 1221, An act to amend Chapter Fifty-eight Public Laws One Thousand Nine Hundred Twenty-five, entitled, "An act to define and regulate group life insurance".

S. B. 579, An act to amend Chapter Forty-three of the Public Laws of One Thousand Nine Hundred Twenty-nine, relative to fixing the interest or discount rate which an Agricultural Credit Corporation or Association, organized under the laws of the State of North Carolina, may charge on loans for agricultural purposes.

S. B. 482, An act to authorize the County of Harnett and the Town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington.

S. B. 565, An act to regulate the sale of corn in Edgecombe County.

H. B. 1248, An act to amend House Bill Number Two Hundred Two, ratified March sixteenth, One Thousand Nine Hundred Thirty-one, regulating the taking of shrimp in the public waters of the State.

H. B. 1275, An act to repeal Chapter One Hundred Sixty-six, Private Laws, One Thousand Nine Hundred Thirteen, relating to the Charter of the Town of Bonlee in Chatham County.

H. B. 1295, An act to amend Senate Bill Three Hundred Forty relating to the Raleigh Auditorium Building Commission.

H. B. 1054, An act to validate certain notes of counties.

H. B. 1177, An act making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

H. B. 1252, An act to authorize County Commissioners to abolish County Recorder's Courts.

H. B. 917, An act to permit the Board of Commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery.

H. B. 1312, An act providing for the continuance of cases calendared for trial in the Superior Court of Guilford County.

H. B. 1308, An act to establish Greenville Electric Service District.

H. B. 1283, An act to validate the official acts of J. O. Purnell, a Justice of the Peace of Franklin County.

H. B. 1300, An act to validate the official acts performed between April first, One Thousand Nine Hundred Thirty-one, and April twenty-fourth, One Thousand Nine Hundred Thirty-one, by Justices of the Peace appointed in the Omnibus Bill, ratified April twenty-fourth, One Thousand Nine Hundred Thirty-one.

H. B. 1251, An act to amend the law relating to jury trials in the Recorder's Court of Burke County.

H. B. 210, An act to give actions of claim and delivery priority on Calendar at next Civil Term following issuance and filing of pleadings in same.

H. R. 1287, A Joint Resolution of the House and Senate instructing the Principal Clerk of the House to have printed one thousand (1,000) copies of House Bill twenty-five, and to instruct the County Government Commission to distribute same to the various subdivisions of the State.

H. R. 947, A Joint Resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

H. R. 554, A Joint Resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the Patriots of the lower Cape Fear, November, One Thousand Seven Hundred and Sixty-five.

On motion of Mr. Cherry the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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### NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, April 30, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. J. F. Burkhead, Assistant Sergeant-at-Arms of the House.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mrs. Mebane: H. B. 1322, A bill to be entitled An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws and the Game and Fish Laws of Rockingham County.

Referred to the Committee on Game.

By Mr. Edwards: H. B. 1323, A bill to be entitled An act to place the office of County Solicitor upon a salary basis, and to provide for a Clerk of the Recorder's Court of Cleveland County.

Referred to the Committee on the Calendar.

By Mr. Johnson of Halifax: H. B. 1324, A bill to be entitled An act to provide that no assignment, sale, pledge, mortgage, or other transfer of wages earned or to be earned in the future, where the whole or a part of the consideration of the same is less than two hundred dollars, shall be valid against the employer until said employer shall signify in writing his assent thereto upon such instrument.

Referred to the Committee on Judiciary No. 1.

By Mr. Pinnix: H. B. 1325, A bill to be entitled An act to repeal Chapter 321, Public-Local Laws, 1917, in regard to depredations of domestic fowls in Deep Creek Township, Yadkin County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



By Messrs. Huffman and Uzzell: H. B. 1326, A bill to be entitled An act to amend House Bill 1118, ratified April 24, 1931, appointing three additional Justices of the Peace for Rowan County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Harris: H. B. 1327, A bill to be entitled An act to authorize the Board of Commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said School District.

On motion of Mr. Harris the bill is placed on the Calendar.

By Mr. Turner of Guilford: H. B. 1328, A bill to be entitled An act to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Moye: H. B. 1329, A bill to be entitled An act relating to the bond of the Treasurer of Greene County.

Referred to the Committee on the Calendar.

By Mr. Flanagan: H. B. 1330, A bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 relating to markers in streets on the State Highway System.

Referred to the Committee on Public Roads.

My Mr. Crudup: H. B. 1331, A bill to be entitled An act to amend House Bill number 1118, ratified April 24, 1931, appointing one additional Justice of the Peace for Vance County.

Referred to the Committee on the Calendar.

And

H. B. 1332, A bill to be entitled An act to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mrs. Mebane: H. B. 1333, A bill to be entitled An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Jeffress, by request: H. B. 1334, A bill to be entitled An act to amend the Local Government Act (S. B. 162, ratified March 3, 1931).

Referred to the Committee on Finance.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 567, A bill to be entitled An act to amend Section 1659 of Consolidated Statutes of North Carolina with reference to divorces.

And

H. B. 1320, A bill to be entitled An act to make uniform the pleading and practice of all Courts, except Courts of Justices of the Peace, inferior to the Superior Court, when summons from such inferior Courts is issued to run outside the county of such inferior Court.

And

H. B. 1294, A bill to be entitled An act relating to relief in tax foreclosures when there has been a mistake as to the lands properly chargeable

with the taxes sued for, or a failure to provide for segregating the taxes against different parcels belonging to the same owner or otherwise.

With favorable reports.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1316, A bill to be entitled An act supplemental to H. B. 1118, the same being, "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April 1931.

And

S. B. 585, A bill to be entitled An act to amend Consolidated Statutes 1444 by enlarging the powers of the presiding Judge at Criminal Terms of the Superior Court.

And

H. B. 1304, A bill to be entitled An act to amend Chapter 316 Public-Local Laws of 1929, relating to delinquent taxpayers in Craven County, and to reenact same as amended.

And

H. B. 1309, A bill to be entitled An act to allow Clerks of the Superior Courts of North Carolina a vacation of one week.

And

H. B. 1318, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina" ratified on the twenty-fourth day of April 1931.

With favorable reports.

And

H. B. 1323, A bill to be entitled An act to place the office of County Solicitor upon a salary basis, and to provide for a Clerk of the Recorder's Court of Cleveland County.

With a favorable report.

On motion of Mr. Edwards the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1313, A bill to be entitled An act to require agents of farm machinery and equipment to keep in stock an adequate supply of parts for same.

With an unfavorable report.

By Mr. Johnson of Currituck, for the Committee on Game.

H. B. 1322, A bill to be entitled An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws of Rockingham County.

With a favorable report.

#### ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1241, A bill to be entitled An act to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate Veterans, on the Pension Roll.



H. B. 1259, A bill to be entitled An act to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the Pension Roll.

H. B. 1278, A bill to be entitled An act to place Mrs. Annie E. Hines of Bladen County, on the Pension Roll.

H. B. 1290, A bill to be entitled An act to place Mrs. Maggie Norment, widow of Major Richard Montgomery Norment, of Robeson County, on the Pension Roll.

H. B. 1306, A bill to be entitled An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate Veteran of Jones County, and W. H. Billings, a Confederate Veteran of Alleghany County, on the Pension Roll.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 594, A Joint Resolution relative to the death of the late Dr. Edwin A. Alderman.

On motion of Mr. Spence the rules are suspended, and the resolution is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

SENATE CHAMBER,  
April 29, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the President has appointed as Conferees on the part of the Senate to consider differences arising between the two Bodies on H. B. 287, title, "relating to employment of children under sixteen years of age", to serve in the place of those previously appointed and lately discharged, Senators Blount and Clarkson.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

Upon receipt of the above information the Speaker appoints as Conferees on the part of the House, Messrs. Johnson of Pender, Etheridge, and Newman and the Senate is so notified.

#### CONFERENCE REPORT

The Committee to whom was submitted Senate Bill 110 "to amend the Code of Civil Procedure as to the joinder of parties," beg to make the following report:

The Committee duly considered the amendment submitted by the House of Representatives, and recommend that the House of Representatives recede from said amendment, and that the bill be passed as originally drawn.

Respectfully submitted,

O. B. MOSS,  
J. DOLPH LONG,  
E. M. GILL,

*Conferees on the part of the House.*

A. A. HICKS,  
W. B. CAMPBELL,

*Conferees on the part of the Senate.*

The report is adopted, and the Senate is so notified to the end that they may order the bill Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1321, A bill to be entitled An act to amend H. B. 992 relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

On motion of Mr. Moss the bill is taken from the Committee on Public Roads and placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 295, A bill to be entitled An act providing for the drainage and maintenance of creeks in Catawba County.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Hood, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jones, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall, Mebane, Moss, McBee, McDevitt, McGougán, McRae, Neal, Norman, Parker, Pinnix, Pitts, Puett, Readling, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Robeson, Whitley, Woodall, Young of Durham, and Young of Harnett—91.

Those voting in the negative are: None.

Substitute Bill for H. B. 102 with Conference Report, A bill to be entitled An act to raise revenue.

The question recurs upon the passage of the bill with the Conference Report heretofore adopted, on its second reading roll call.

Messrs. Ervin and Pitts send forward the following amendment:

Amend Substitute for H. B. 102 and the Conference Report thereon heretofore adopted by the House by adding at the end of Article V thereto a new section properly and consecutively numbered reading as follows:

"That the commodity license tax provided for by Article V of this act is adopted as an emergency revenue measure for the fiscal period beginning July first, One Thousand Nine Hundred and Thirty-one and ending June thirtieth, One Thousand Nine Hundred and Thirty-three, and in order that the will of the sovereign people of North Carolina may be determined with respect to such tax and in order that the sovereign people of North Carolina may be enabled to give to the General Assembly of One Thousand Nine Hundred and Thirty-three a mandate with respect to such tax, it shall be the mandatory duty of the State Board of Electors to submit to the people in the general election of One Thousand Nine Hundred and Thirty-two the question as to whether or not the taxes provided for by Article Five of said act and report shall be continued as part of the revenue of the State. And



such general election of One Thousand Nine Hundred and Thirty-two, which shall be conducted under rules and regulations adopted by the State Board of Elections, all duly qualified voters of the State in favor of the reenactment and continuance of such commodity license tax shall vote a ballot furnished by the said State Board of Elections on which shall be written or printed the words "For Commodity License Tax" and all duly qualified voters of the State opposed to the reenactment or continuance of such tax shall vote a ballot furnished by the State Board of Elections on which shall be written or printed the words "Against Commodity License Tax", and the will and desire of the majority of the voters of the State on such referendum shall constitute a mandate for the consideration of the General Assembly of One Thousand Nine Hundred and Thirty-three with respect to license and sales taxes of the nature of those provided for by Article Five hereof."

The Chair rules the amendment out of order.

Mr. Ervin appeals from the ruling of the Chair and calls for the "ayes" and "noes".

The call is sustained and the ruling of the Chair is sustained by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pinnix, Ruffin, Smith, Spence, Tatem, Thomas, Thompson, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—64.

Those voting in the negative are: Messrs. Black, Brooks, Burgin, Butler, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Ewing, Garibaldi, Gill, Greer, Groves, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Huffman, Johnson of Halifax, Johnson of Pender, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphew, Moss, McRae, Neal, Pitts, Puett, Readling, Seawell, Ward, Scarborough, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Woodard, and Young of Durham—41.

Pursuant to Section 17 of Article II of the Constitution, we the undersigned Representatives, do solemnly dissent from and protest against the act of the House in sustaining the foregoing ruling of the Chair holding said proposed amendment out of order for that: First, said act denies the people of North Carolina the right to express an opinion upon a matter vitally affecting them; second, such act deprives the members of the House of the right to represent their people; and, third, such act prevents the House from intelligently considering the most momentous question pending before the General Assembly of 1931.

(Signed)

OSCAR PITTS,

*Representative from Catawba County.*

S. J. ERVIN, JR.

*Representative from Burke County.*

Mr. Spence calls the previous question.

The call is sustained, and the bill with the Conference Report, passes its second reading by the following vote, and remains on the Calendar:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pinnix, Ruffin, Smith, Spence, Thomas, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—64.

Those voting in the negative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Garibaldi, Gill, Groves, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Huffman, Johnson of Halifax, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphey, Moss, McRae, Neal, Pitts, Puett, Readling, Seawell, Scarborough, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Woodard, and Young of Durham—38.

The following pairs are announced:

Mr. Greer with Mr. Leake. Were Mr. Leake present he would vote "aye", Mr. Greer would vote "no".

Mr. Johnson of Chatham with Mr. Johnston of Caswell. Were Mr. Johnston of Caswell present, he would vote "no", Mr. Johnson of Chatham would vote "aye".

Mr. Ervin with Mr. Sutton. Were Mr. Sutton present, he would vote "aye", Mr. Ervin would vote "no".

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 555, An act to amend Chapter Two Hundred Seventy-two Public-Local Laws of One Thousand Nine Hundred Twenty-nine relating to a Peace Officer's Relief Fund for the City of Winston-Salem and the County of Forsyth.

H. B. 949, An act to amend Chapter One Hundred Forty-eight, Section Seventeen, Public Laws of One Thousand Nine Hundred Twenty-seven, to provide for mechanical or electrical signal devices in addition to the hand signals.

H. B. 1167, An act to validate certain acts of the Board of Aldermen of the Town of Marion.

S. B. 574, An act to appoint a Boxing Commission for Wayne County.

H. B. 918, An act to fix the salary of the Sheriff of Johnston County.

H. B. 764, An act to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

H. B. 929, An act to amend Chapter One Hundred Twenty-two, Public Laws of One Thousand Nine Hundred Twenty-seven, as amended by Chapter Two Hundred Seventy-two, Public Laws of One Thousand Nine Hundred



Twenty-nine, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

On motion of Mr. Seawell, H. B. 1202, A bill to be entitled An act to regulate the sale in North Carolina of all wearing apparel and articles for domestic use manufactured by convict labor, is taken from the unfavorable Calendar, and recommitted to the Calendar Committee.

On motion of Mr. Flanagan, the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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## NINETY-NINTH DAY

### HOUSE OF REPRESENTATIVES,

Friday, May 1, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. H. A. Cox of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Harris, for the Committee on Appropriations.

S. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina; promote public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at deep tidewater; create a Port Commission, prescribe its duties and powers, and for other purposes.

With an unfavorable report.

By Mr Edwards, for the Committee on the Calendar.

H. B. 1329, A bill to be entitled An act relating to the bond of the Treasurer of Greene County.

And

H. B. 1331, A bill to be entitled An act to amend House Bill 1118, ratified April 24, 1931, appointing one additional Justice of the Peace for Vance County.

With favorable reports.

And

H. B. 1202, A bill to be entitled An act to regulate the sale in North Carolina of all wearing apparel and articles for domestic use manufactured by convict labor.

And

H. B. 1292, A bill to be entitled An act to amend Chapter 435, Public Laws of 1921, relative to the compensation to be paid the County Solicitor of Cleveland County.

And

H. B. 1319, A bill to be entitled An act to fix the fees of Standard Keepers in Edgecombe County.

With unfavorable reports.

By Mr. Spence, for the Committee on Finance.

S. B. 548, A bill to be entitled An act to authorize the City of Statesville to issue sewer bonds and to provide for the payment thereof.

And

S. B. 563, A bill to be entitled An act to provide for installment payment of taxes in Hertford County, and to provide other relief.

And

S. B. 557, A bill to be entitled An act to provide for the payment of property taxes due Columbus County in installments.

And

S. B. 137, A bill to be entitled An act to relieve church property in the Town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters.

And

H. B. 1334, A bill to be entitled An act to amend the Local Government Act (S. B. 162, ratified March 3, 1931).

And

S. B. 556, A bill to be entitled An act to postpone the collection of street assessments on the Old Ladies' Home in Charlotte, North Carolina.

With favorable reports.

And

S. B. 569, A bill to be entitled An act relative to tax suits in Duplin County.

And

S. B. 578, A bill to be entitled An act relative to tax suits in Bertie and Northampton Counties.

With unfavorable reports.

By Mr. White of Robeson, for the Committee on Agriculture.

S. B. 521, A bill to be entitled An act to authorize the Board of Agriculture to make rules and regulations with respect to activities of the Division of Markets in the Department of Agriculture, and to depose necessary fees for the expenses in connection with such service.

With an unfavorable report.

By Mr. Connor, for the Committee on Roads.

H. B. 1330, A bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 relating to markers in streets on the State Highway System.

And

H. B. 1315, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20, 1931, entitled "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof".

With favorable reports.

And

H. B. 1314, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20, 1931, entitled "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof".

With an unfavorable report.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ervin: H. B. 1335, A bill to be entitled An act to regulate the Terms of the Superior Court of Burke County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Brooks: H. B. 1336, A bill to be entitled An act to amend an Act entitled "An act to prohibit the unauthorized practice of law in the State of North Carolina".

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Willis: H. B. 1337, A bill to be entitled An act supplemental to House Bill 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina" ratified on the twenty-fourth day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Crouse and Flanagan: H. B. 1338, A bill to be entitled An act to amend Committee Substitute for H. B. 102, entitled "An act to raise revenue".

Referred to the Committee on Finance.

By Mr. Turner of Guilford: H. B. 1339, A bill to be entitled An act to amend Committee Substitute for H. B. 102, entitled, "An act to raise revenue".

Referred to the Committee on Finance.

By Mr. LeGrand: H. B. 1340, A bill to be entitled An act to amend Committee Substitute for H. B. 102, entitled "An act to raise revenue".

Referred to the Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

Mr. Crouse offers an amendment which is adopted.

A group of amendments offered by the Committee are all adopted.

As amended, passes its second reading and remains on the Calendar.

H. B. 1304, A bill to be entitled An act to amend Chapter 316, Public-Local Laws 1929, relative to delinquent tax payers in Craven County and to reenact same as amended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1318, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace

for the several counties of North Carolina" ratified on the 24th day of April, 1931.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1322, A bill to be entitled An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws of Rockingham County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1316, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 592, A bill to be entitled An act to postpone and defer the sale of land for delinquent taxes in 1931.

As amended, passes its third reading, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1296, A bill to be entitled An act to amend Section 43 of Chapter 4 Public Laws, Regular Session 1921, being Section 220 (r) Consolidated Statutes relating to capital stock of banks.

On motion of Mr. Cherry the bill is recommitted to the Committee on Banks and Banking.

Substitute for H. B. 102, with Conference Report, a bill to be entitled An act to raise revenue.

The question now recurs upon the passage of the Substitute bill, with the Conference Report heretofore adopted on its third reading.

Mr. Moss moves that the rules be suspended in order that he may offer the following amendment:

Amend Conference Report to H. B. 102 by striking out Sections 449 I and 449 II of Article 5.

Upon the motion to suspend the rules, Mr. Woodard calls for the "ayes" and "noes".

The call is sustained, and the motion of Mr. Moss to suspend the rules is lost by the following vote:

Those voting in the affirmative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Ewing, Garibaldi, Gill, Greer, Groves, Gwyn, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Huffman, Johnson of Halifax, Johnson of Pender, LeGrand, Long of Alamance, Morphew, Moss, Moye, McRae, Neal, Pitts, Puett, Reading, Seawell, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Woodard, and Young of Durham—39.

Those voting in the negative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Helms, Henry, Hipps, Holmes, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pinix, Ruffin, Smith, Spence, Sutton, Tatem, Thomas, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—60.



Mr. Spence calls the previous question, the call is sustained, and the Substitute for H. B. 102 with the Conference Report, passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Helms, Henry, Hipps, Holmes, Hood, James, Jeffress, Johnson of Currituck, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, McDevitt, McEachern, McGougan, Norman, Parker, Pinnix, Ruffin, Smith, Spence, Sutton, Thomas, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—62.

Those voting in the negative are: Messrs. Black, Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gill, Groves, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Huffman, Johnson of Halifax, LeGrand, Long of Halifax, Morpew, Moss, McRae, Neal, Puett, Readling, Seawell, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Woodard, and Young of Durham—34.

The following pairs are announced:

Mr. Greer with Mr. Leake. Were Mr. Leake present he would vote "aye", Mr. Greer would vote "no".

Mr. Johnson of Chatham with Mr. Johnston of Caswell. Were Mr. Johnston of Caswell present he would vote "no", Mr. Johnson of Chatham would vote "aye".

Mr. McBee with Mr. Ward. Were Mr. Ward present he would vote "no", Mr. McBee would vote "aye".

We, the undersigned members of the House of Representatives, voted with reservations for the Revenue Bill that originally passed the House containing a General Sales Tax. We registered our protest at that time against a Sales Tax as an unjust, improper and unnecessary method of raising revenue for the State. The Senate failed to pass the Revenue Bill as submitted by the House, and we are now confronted by a bill containing a so-called Luxury Sales Tax. The bill places a tax on many items that are necessities and not luxuries, and therefore taxes the people without regard to their ability to pay. The bill further fails of its purpose in that it will not raise the estimated amount of revenue and the income for the State in all probability will lack five million dollars of meeting the expenses of government for the next two years.

However, it is necessary for the Legislature to enact a revenue bill for the next biennium, whether its method of taxation be improper and inadequate or not. We have made very effort to secure the passage of measures designed to raise the money for State support of the six month school term without resort to a sales tax. Having failed in our efforts, we are forced to vote for the Revenue Bill in order to finance the government and to partially support the public schools without a tax on land.

(Signed)

ALGERNON L. BUTLER,  
JOHN C. MCBEE,

April 31, 1931.

For the Journal on H. B. 102—Conference Report:

I am opposed to the so-called Luxury Tax and the document stamp tax as embodied in this Revenue Bill and I had hoped that sufficient revenue could have been raised from some other source such as from the large depression-proof corporations who are not yet paying their fair share of taxes. However, as a consistent supporter of the McLean School Law, and knowing that my constituents are demanding relief, and realizing that adoption of this Revenue Bill is apparently the only way now left to get such relief, I feel that it is now my duty to vote "aye" on this bill.

W. C. EWING,  
*of Cumberland County.*

H. B. 1334, A bill to be entitled An act to amend the Local Government Act (S. B. 162) ratified March 3, 1931.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnston of Ashe, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jolly, Jones, Long of Halifax, Lyon, MacLean, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Norman, Pinnix, Pitts, Puett, Readling, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard—85.

Those voting in the negative are: None.

H. B. 1327, A bill to be entitled An act to authorize the Board of Commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said School District.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Black, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Huffman, James, Jeffress, Johnston of Ashe, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Jolly, Jones, Long of Halifax, Lyon, MacLean, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Norman, Pinnix, Pitts, Puett, Readling, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard—85.

Those voting in the negative are: None.



## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1180, A Joint Resolution authorizing the Governor and other State officials to aid in furnishing data to the Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 595, A bill to be entitled An act to amend H. B. 1118, ratified April 24, 1931, being a bill to appoint Justices of the Peace of the various counties by adding certain Justices of the Peace for Lenoir County.

Referred to the Committee on Justices of the Peace.

S. B. 597, A bill to be entitled An act to correct an error in H. B. 1118 known as the Omnibus Justice of the Peace Act, so as to change the name of Mahue Winebarger to Nathan Winebarger in Meat Camp Township, Watauga County.

Referred to the Committee on Justices of the Peace.

H. B. 361, A bill to be entitled An act to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school textbooks.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 663, A bill to be entitled An act creating the office of Tax Collector in Sampson County and fixing the fees of the Sheriff of Sampson County.

For concurrence in the Senate amendment.

On motion of Mr. Butler the House concurs in the Senate amendment and the bill is ordered Enrolled.

SENATE CHAMBER,  
May 1, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House amendments to Senate Bill 592 title, "To postpone and defer the sale of land for delinquent taxes in 1931", and giving notice of the appointment of conferees thereof, that the President has appointed as conferees on the part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Folger and Blount.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

The Chair appoints as conferees on the part of the House, Messrs. Johnson of Halifax, Connor and Parker, and the Senate is so notified.

SENATE CHAMBER,  
Many 1, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted Conferees Report on S. B. 592, title, "to postpone and defer the sale of land for delinquent taxes for 1931", and awaits message from your Honorable Body as to action taken by your Body in order that the bill may be Enrolled for ratification.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk.*

## CONFERENCE REPORT

*To the Senate and House of Representatives:*

Your Conferees appointed to confer upon the differences between the Senate and the House on Senate Bill 592, beg leave that they have met and considered the differences between the Senate and House and report as follows:

1. That the Senate concur in House amendment No. 1. sent up by Mr. Moss.
2. That the Senate concur in House amendment No. 2 sent up by Mr. Smith of Martin.
3. That the House recede in House amendment No. 3 sent up by Mr. Moss.
4. That the Senate concur in House amendment No. 4 sent up by Mr. Norman.

And your Conferees further recommend that Section 1 of said bill be amended by adding thereto the following:

"In the counties in which the commissioners shall postpone and defer the sale of land for delinquent taxes on the first Monday of May, 1931, the Sheriffs or tax collectors in such counties in lieu of making settlement as now required by law shall make settlement on either the first Monday in November or the first Monday in December as may be named by the commissioners in the order of postponement."

All of it is respectfully reported:

M. K. BLOUNT,  
J. H. FOLGER,

*Conferees on the part of the Senate.*

O. MAC. JOHNSON,  
H. G. CONNOR, JR.,  
FRED P. PARKER, JR.,

*Conferees on the part of the House.*

On motion of Mr. Parker, the report is adopted and the Senate is so notified.

REPORT OF THE SENATE AND HOUSE CONFERENCE  
COMMITTEE UPON HOUSE BILL 1184:

*To the Senate and House of Representatives:*

Your Conference Committee, having under advisement House Bill 1184, and specially considering the amendment made thereto in the Senate adding a license fee, hereby recommended that the Senate recede from its amendment and that both Houses pass in lieu of said amendment the following amendment, to wit:

Amend House Bill 1184, "A bill to be entitled An act to regulate fiduciary companies", by adding at the end of Section One thereof the following:

"For such license the licensee shall pay to the Banking Commission an annual license fee of Two Hundred (\$200.00) Dollars, which shall be remitted to the State Treasurer for the use of the Commissioner of Banks in the supervision of banks acting in a fiduciary capacity insofar as it may



be necessary and the surplus, if any, shall remain in the State Treasury for the use of the General Fund of the State."

Respectfully submitted,

F. J. HAYWOOD,

H. P. GRIER, SR.,

*Conferees on the part of the Senate.*

R. G. CHERRY,

R. F. CROUSE,

HARRISS NEWMAN,

*Conferees on the part of the House.*

The report is adopted and the Senate is so notified.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1281, An act to amend House Bill number One Thousand Thirty-nine, ratified April fifteenth, One Thousand Nine Hundred Thirty-one, relating to length of term of members of the Board of Education of Vance and Halifax Counties.

H. B. 1299, An act to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

H. B. 1185, An act to authorize and direct the State Highway Commission to improve with hard surface or some dependable material, State Highway number Ninety-one from Swan Quarter to Englehard, Hyde County.

H. B. 1227, An act to permit the trial of jail cases at the July Term of Onslow Superior Court.

H. B. 1234, An act to amend Chapter Fifty-two of the Public-Local Laws of One Thousand Nine Hundred Twenty-nine, relating to the Recorder's Court of Leaksville Township, in Rockingham County.

S. R. 594, A Joint Resolution relative to the death of the late Dr. Edwin A. Alderman.

H. B. 1321, An act to amend House Bill number Nine Hundred Twenty-nine relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

On motion of Mr. Gill, the House adjourns until tomorrow at 10 o'clock A. M.

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#### ONE HUNDREDTH DAY

HOUSE OF REPRESENTATIVES,  
Saturday, May 2, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Dr. J. L. Peacock of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their

titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance.

H. B. 1279, A bill to be entitled An act to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever and wherever such purchase may be effected.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Neal, for the Committee on Education.

S. B. 566, A bill to be entitled An act to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

And

S. B. 590, A bill to be entitled An act to amend H. B. 1039, known as the Omnibus School Bill.

With favorable reports.

And

S. B. 588, A bill to be entitled An act to amend House Bill 1039, ratified April 15, 1931, reducing the Board of Education of Avery County from five to three members.

With an unfavorable report.

On motion of Mr. Johnston of Ashe the bill is taken from the unfavorable Calendar and recommitted to the Committee on Education.

By Mr. McEachern, for the Committee on Pensions.

H. B. 1332, A bill to be entitled An act to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate Pension Roll.

And

H. B. 1333, A bill to be entitled An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the Pension Roll.

And

H. B. 1328, A bill to be entitled An act to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate Pension Roll.

With favorable reports.

And

H. B. 1310, A bill to be entitled An act to place Mrs. Millie Holder of Surry County on the Pension Roll.

And

H. B. 1311, A bill to be entitled An act to place Mrs. Samirah Creed, widow of John D. Creed of Surry County, on the Pension Roll.

With favorable reports, as amended.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1324, A bill to be entitled An act to provide that no assignment, sale, pledge, mortgage, or other transfer of wages earned or to be earned in the future, where the whole or a part of the consideration of the same is less than two hundred dollars, shall be valid against the employer until said employer shall signify in writing his assent thereto upon such instrument.

With a favorable report.

#### ENGROSSED BILLS

Mr. Thomas, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed



bills, and find them properly Engrossed, as follows, and they are sent to the Senate.

H. B. 1316, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McRae: H. R. 1341, A Joint Resolution to appoint a Commission to report to the next General Assembly the advisability of participation by the State in the World's Fair Centennial Celebration at Chicago.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Jeffress: H. B. 1342, A bill to be entitled An act to amend Chapter Thirty-seven of the Private Laws of 1923, being the Charter of the City of Greensboro.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Brown H. B. 1343, A bill to be entitled An act to repeal House Bill 852, ratified March 16, 1931, being An act entitled An act to amend Chapter 62, Private Laws of 1929, entitled An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Butler: H. B. 1344, A bill to be entitled An act to amend House Bill 93, ratified the 11th day of March, 1931, by making the same applicable to Sampson County.

Referred to the Committee on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 598, A bill to be entitled An act to permit the Commissioners of Richmond County to provide for better law enforcement.

Referred to the Committee on Judiciary No. 1.

S. B. 600, A bill to be entitled An act relative to the safe keeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.

On motion of Mr. Spence, the bill is placed on its immediate passage.

An amendment is offered and adopted.

As amended, passes its second and third readings, and is sent to the Senate for concurrence in the House amendment.

H. B. 873, A bill to be entitled An act to amend Sections 4060, 4080, and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

For concurrence in the Senate amendment.

The House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 580, providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Nash, Person, Pitt, Polk, Rutherford, Swain, Watauga, and Wilson Counties.

Referred to the Committee on Finance.

S. B. 589, A bill to be entitled An act to regulate lobbying.

Referred to the Committee on Propositions and Grievances.

Substitute Bill for S. B. 601, A bill to be entitled An act to authorize the North Carolina Board of Veterinary Medical Examiners to license J. Y. Blackwell to practice veterinary.

On motion of Mr. Harris, the bill is placed upon its immediate passage.

Passes second and third readings, and is ordered Enrolled.

SENATE CHAMBER,

May 1, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 238, title, "To regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State", for further consideration by the Senate.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

Upon receipt of the above, the bill is returned to the Senate as requested.

SENATE CHAMBER,

May 2, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted report of Conferees on H. B. 787, title, "Relative to reorganization of the Department of Agriculture," to the end that you may order the bill Enrolled for ratification if similar action is taken by your Body.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

#### CONFERENCE REPORT

The undersigned Conferees on Committee Substitute for House Bill 787 respectfully report, as follows:

We recommend that the House concur in the Senate Committee Substitute Bill.

D. M. JOLLY,

H. A. CRANOR,

ERNEST GRAHAM,

*Conferees on the part of the House.*

J. A. PRITCHET,

KEMP B. NIXON,

*Conferees on the part of the Senate.*



The report is adopted, and a similar report already having been adopted by the Senate, the Senate Substitute is ordered Enrolled.

The original House Bill is laid on the Table.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 361, A bill to be entitled An act to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school textbooks.

For concurrence in the Senate amendment.

On motion of Mr. Pitts the House concurs in Senate amendment and the bill is ordered Enrolled.

S. B. 556, A bill to be entitled An act to postpone the collection of street assessments on the Old Ladies Home in Charlotte, North Carolina.

Passes its second and third readings, and is ordered Enrolled.

S. B. 557, A bill to be entitled An act to provide for the payment of property taxes due Columbus County in installments.

Passes its second and third readings, and is ordered Enrolled.

S. B. 563, A bill to be entitled An act to provide for installment payment of taxes in Hertford County, and to provide other relief.

On motion of Mr. Jones the bill is laid on the Table.

H. B. 1329, A bill to be entitled An act relating to the bond of the Treasurer of Greene County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1331, A bill to be entitled An act to amend House Bill number 1118, ratified April 24, 1931, appointing one additional Justice of the Peace for Vance County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 137, A bill to be entitled An act to relieve church property in the Town of Windsor, Bertie County, from fifty per cent of street paving assessments if approved by a majority of the voters.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to Public Service Corporations.

The question now recurs upon the passage of the bill as amended on its third reading.

Mr. Johnson of Halifax raises a point of no quorum, whereupon the Chair orders the doors closed, and a call of the membership of the House and the absentees noted, after which the names of the absentees were verified.

On the call of the House, members were present and absent according to the following roll call:

Members answering present are: Mr. Speaker, Messrs. Binford, Braddy, Brown, Bruton, Burgin, Cloud, Connor, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gatling, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, James, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe,

Jolly, Jones, LeGrand, Long of Halifax, Lyon, Mebane, McBee, McEachern, McRae, Parker, Pinnix, Pitts, Puett, Readling, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Young of Durham, and Young of Harnett—62.

Members not answering are: Messrs. Allen, Bender, Black, Brinson, Brooks, Butler, Cherry, Coffield, Cox of Forsyth, Davis of Hyde, Davis of Warren, DeHart, Doshier, Ewing, Fulghum, Garibaldi, Gattis, Gay, Groves, Haynes of Surry, Hood, Howell, Huffman, Jeffress, Johnson of Chatham, Johnston of Caswell, Killian, Leake, Long of Alamance, Loven, Lumpkin, MacLean, Marshall, Morpew, Moss, Moyer, McDevitt, McGougan, Neal, Newman, Norman, Reed, Rogers, Ruffin, Seawell, Scarborough, Sigmon, Smith, Sutton, Tatem, Thompson, Upchurch, Ward, Willis, White of Chowan, Woodall, and Woodard—58.

The Chair declares a quorum present.

Mr. Turner of Guilford calls for the previous question.

The call is sustained and as amended, the bill passes its third reading and is ordered Engrossed and sent to the Senate.

H. B. 1327, A bill to be entitled An act to authorize the Board of Commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said School District.

Passes its third reading by the following vote, and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Braddy, Brown, Bruton, Burgin, Butler, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Halifax, Lyon, Mebane, McBee, McEachern, McRae, Parker, Pinnix, Pitts, Puett, Readling, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Young of Durham, and Young of Harnett—61.

Those voting in the negative are: None.

H. B. 1334, A bill to be entitled An act to amend the Local Government Act (S. B. 162, ratified March 3, 1931).

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Binford, Braddy, Brown, Bruton, Burgin, Butler, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Halifax, Lyon, Mebane, McBee, McEachern, McRae, Parker, Pinnix, Pitts, Puett, Readling, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Young of Durham, and Young of Harnett—61.

Those voting in the negative are: None.

S. B. 548, A bill to be entitled An act to authorize the City of Statesville to issue sewer bonds and to provide for its payment thereof.

Passes its second reading by the following vote, and takes its place on the Calendar:



Those voting in the affirmative are: Messrs. Binford, Braddy, Brown, Bruton, Burgin, Butler, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Day, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Gill, Graham, Greer, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Helms, Henry, Hipps, Holmes, James, Jeffress, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Halifax, Lyon, Mebane, McBee, McEachern, McRae, Parker, Pinnix, Pitts, Puett, Readling, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Waynick, White of Robeson, Whitley, Young of Durham, and Young of Harnett—61.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 592, An act to postpone and defer the sale of land for delinquent taxes in One Thousand Nine Hundred Thirty-one.

H. B. 1335, An act to regulate the Terms of the Superior Court of Burke County.

S. B. 110, An act to amend the Code of Civil Procedure as to the joinder of parties.

H. B. 1317, An act to correct an error in House Bill One Thousand One Hundred Eighteen, known as the Omnibus Justice of Peace Act, so as to change the name of L. D. Bell to F. D. Bell in Greenriver Township, Henderson County.

H. B. 1304, An act to amend Chapter Three Hundred and Sixteen Public-Local Laws One Thousand Nine Hundred and Twenty-nine, relative to delinquent taxpayers in Craven County and to reenact same as amended.

H. B. 1280, An act to amend House Bill number Six Hundred Ninety-eight, relating to the fees of the Sheriff of Caldwell County.

H. B. 1289, An act to amend House Bill number One Hundred Forty-eight, of the One Thousand Nine Hundred Thirty-one General Assembly, the same being entitled "An Act to amend Chapter One Hundred Nineteen, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to the State Barbers' License Law".

H. B. 670, An act to incorporate the Town of Todd in Watauga and Ashe Counties.

H. B. 1336, An act to amend An act entitled "An act to prohibit the unauthorized practice of law in the State of North Carolina.

S. B. 269, An act to prohibit throwing laps of trees in the streams of Avery, Watauga and Hertford Counties.

H. B. 663, An act creating the office of Tax Collector in Sampson County, and fixing the fees of the Sheriff of Sampson County.

H. B. 1323, An act to place the office of County Solicitor upon a salary basis, and to provide for a Clerk of the Recorder's Court of Cleveland County.

H. B. 679, An act to make more effective the control of the State over corrupt practices in primaries and elections.

On motion of Mr. Burgin, the House adjourns and will meet Monday night at 8 o'clock P. M.

## ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES,

Monday night, May 4, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. M. A. Barber of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance.

S. B. 553, A bill to be entitled An act to assure payment and disbursement in full of the appropriation for the support of the six months school term, and to provide for the issuance of General Fund notes of the State for the purpose of balancing revenues and disbursements and in anticipation of taxes.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 598, A bill to be entitled An act to permit the Commissioners of Richmond County to provide for better law enforcement.

With a favorable report.

## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to Public Service Corporations.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thomas: H. B. 1345, A bill to be entitled An act relative to fees for filing, docketing and indexing transcripts of judgments in the office of the Clerk of the Superior Court of Anson County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 564, A bill to be entitled An act to promote the standardization of transportation systems for school children, and to provide for the economical operation of the same.

Referred to the Committee on Education.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1310, A bill to be entitled An act to place Mrs. Millie Holder of Surry County on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1311, A bill to be entitled An act to place Mrs. Samirah Creed, widow of John D. Creed of Surry County on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1328, A bill to be entitled An act to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1332, A bill to be entitled An act to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1333, A bill to be entitled An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 588, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, reducing the Board of Education of Avery County from five to three members.

On motion of Mr. Johnston of Ashe, the bill is taken from the Committee on Education and placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 548, A bill to be entitled An act to authorize the City of Statesville to issue sewer bonds and to provide for the payment thereof.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Hanes of Forsyth, Harris, Helms, Hipps, Holmes, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, LeGrand, Long of Alamance, Long of Halifax, Loven, Lumpkin, MacLean, Mebane, Moss, Moye, McBee, McEachern, McGougan, McRae, Neal, Newman, Parker, Pitts, Puett, Readling, Seawell, Smith, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, and Woodall—80.

Those voting in the negative are: None.

S. B. 553, A bill to be entitled An act to assure payment and disbursement in full of the appropriation for the support of the six months school term and to provide for the issuance of general fund notes of the State for the purpose of balancing revenue and disbursements and in anticipation of taxes.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Braddy, Brown, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Ewbank, Ewing, Flanagan, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Halstead, Hamilton, Hipps, Howell, James, Jeffress, Johnson of Chatham, Johnston of Ashe, Jones, Long of Alamance, Lumpkin, MacLean, Moss, McBee, McEachern, McGougan, McRae, Neal, Parker, Pitts, Puett, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Upchurch, Waynick, Willis, and Woodard—58.

Those voting in the negative are: Messrs. Binford, Brooks, Davis of Edgecombe, Gwyn, Hanes of Forsyth, Helms, Holmes, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, LeGrand, Long of Halifax, Moye, Readling, Turner of Iredell, White of Robeson, Whitley, Woodall, and Young of Durham—19.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1290, An act to place Mrs. Maggie Norment, widow of Major Richard Montgomery Norment, of Robeson County on the Pension Roll.

H. B. 1337, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

H. B. 1277, An act to amend Section three, Chapter Three Hundred and Thirty-five, Public Laws of One Thousand Nine Hundred and Twenty-nine, relating to the fee for a non-resident State fishing license.

H. B. 1241, An act to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate Veterans, on the Pension Roll.

H. B. 611, An act to permit fishing with trot lines and nets for cat fish in the Tennessee River, Graham County.

H. B. 1284, An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate Veteran, of Franklin County, on the Pension Roll.

H. B. 1326, An act to amend House Bill number One Thousand One Hundred Eighteen, ratified April Twenty-fourth, One Thousand Nine Hundred Thirty-one, appointing three additional Justices of the Peace for Rowan County.

H. B. 1306, An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate Veteran of Jones County, and W. H. Billings, a Confederate Veteran of Alleghany County, on the Pension Roll.

H. B. 1342, An act to amend Chapter Thirty-seven of the Private Laws of One Thousand Nine Hundred and Twenty-three, being the Charter of the City of Greensboro.

H. B. 1318, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.



H. B. 1325, An act to repeal Chapter Three Hundred Twenty-one, Public-Local Laws, One Thousand Nine Hundred Seventeen, in regard to depredations of domestic fowls in Deep Creek Township, Yadkin County.

H. B. 1278, An act to place Mrs. Annie E. Hines of Bladen County on the Pension Roll.

H. B. 1322, An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws and the Game and Fish Laws of Rockingham County.

S. B. 137, An act to relieve church property in the Town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters.

S. B. 556, An act to postpone the collection of street assessments on the Old Ladies' Home in Charlotte, North Carolina.

S. B. 557, An act to provide for the payment of property taxes due Columbus County in installments.

H. B. 873, An act to amend Sections Four Thousand and Sixty, Four Thousand and Eighty, and Four Thousand and Eighty-seven of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

H. B. 361, An act to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school textbooks.

H. B. 787, An act to reorganize the Department of Agriculture, to appoint a Board, and to define the duties of said Board.

S. B. 601, An act to authorize the North Carolina Board of Veterinary Medical Examiners to license J. Y. Blackwell to practice veterinary.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES,  
Tuesday, May 5, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of the City of Raleigh.

Mr. Gay, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Cherry and Puett: H. B. 1346, A bill to be entitled An act supplemental to House Bill 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Howell: H. B. 1347, A bill to be entitled An act to permit the listing, valuation and assessments of suburban and rural subdivisions as acreage in Buncombe County.

Referred to the Committee on the Calendar.

And

H. B. 1348, a bill to be entitled An act to authorize and ratify certain acts of Boards of Directors of insolvent banks with respect to the performances of the duties of such banks as trustee in deeds of trust.

Referred to the Committee on Banks and Banking.

And

H. B. 1349, A bill to be entitled An act to authorize the Councilmen of the City of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the City.

Referred to the Committee on the Calendar.

By Messrs. Waynick and Turner of Guilford: H. B. 1350, A bill to be entitled An act to amend Section 7, Chapter 699, Public-Local Laws of 1927, relating to the salary of the Prosecuting Attorney of the Municipal Court of the City of High Point.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

And

H. B. 1351, A bill to be entitled An act to amend An act entitled "An act to amend Chapter 395 of the Public-Local Laws of 1909 and all Acts amendatory thereof, relating to the City Charter of the City of High Point," ratified the 21st day of March 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Moss and Woodard: H. R. 1352, A Joint Resolution providing for the appointment of a Commission to study the questions of the adoption, purchase, and distribution of high school text books, and to report its findings, conclusions and recommendations prior to the regular 1933 Session of the General Assembly.

Referred to the Committee on the Calendar.

By Mr. Connor: H. R. 1353, A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the House of Representatives and Senate at 8:30 P.M. May 5, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Newman, for the Committee on Finance.

House Committee Substitute for S. B. 500, A bill to be entitled An act to



provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.

With an unfavorable report as to bill, favorable as to substitute.

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1349, A bill to be entitled An act to authorize the Councilmen of the City of Asheville to lease the public parks, playground, municipal golf links, auditorium and other property owned by the City.

With a favorable report.

#### ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1310, A bill to be entitled An act to place Mrs. Millie Holder of Surry County on the Pension Roll.

H. B. 1311, A bill to be entitled An act to place Mrs. Samirah Creed, widow of John D. Creed of Surry County, on the Pension Roll.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 603, A bill to be entitled An act to repeal Chapter 740, Public-Local Laws of 1913, relative to fishing in Columbus County.

On motion of Mr. McGougan, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 604, A bill to be entitled An act to amend Chapter 56, Section 2649, Volume 1, Consolidated Statutes, relative to municipal elections in Columbus County.

On motion of Mr. McGougan, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 598, A bill to be entitled An act to permit the Commissioners of Richmond County to provide for better law enforcement.

Passes its second and third readings, and is ordered Enrolled.

S. B. 566, A bill to be entitled An act to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

Passes its second and third readings, and is ordered Enrolled.

S. B. 553, A bill to be entitled An act to assure payment and disbursement in full on the appropriation for the support of the six months school term and to provide for the issuance of General Fund Notes of the State for the purpose of balancing revenues and disbursements and in anticipation of taxes.

Passes its third reading by the following vote, and is ordered Enrolled.

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brown, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crudup, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Halstead, Hamilton, Hipps, Howell, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnston of Ashe, Jolly, Jones, Long of Alamance, Loven, MacLean, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Parker, Pitts, Puett, Ruffin, Seawell, Smith, Spence, Sutton, Tatem, Thomas, Upchurch, Uzzell, Willis, Woodard, and Young of Harnett—67.

Those voting in the negative are: Messrs. Brooks, Cox of Forsyth, Davis of Edgecombe, Gwyn, Hanes of Forsyth, Harris, Helms, Holmes, James, Johnson of Halifax, Johnson of Pender, LeGrand, Long of Halifax, Lumpkin, Readling, Turner of Iredell, White of Robeson, Whitley, and Young of Durham—19.

Mr. Ewing moves that H. B. 399, A bill to be entitled An act to levy a tax of two mill per kilowatt hour on electrical energy for support of schools, be taken from the Finance Committee and upon this question calls for the ayes and noes.

The call is sustained and the motion of Mr. Ewing prevails by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Butler, Cloud, Cranor, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Gwyn, Halstead, Hamilton, Helms, Holmes, Howell, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Loven, Lumpkin, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Parker, Ruffin, Seawell, Smith, Sutton, Tatem, Thomas, Upchurch, Willis, White of Robeson, Whitley, Woodall, and Young of Harnett—58.

Those voting in the negative are: Messrs. Brooks, Bruton, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gill, Groves, Hanes of Forsyth, Hipps, LeGrand, Long of Alamance, Long of Halifax, MacLean, McRae, Neal, Newman, Norman, Puett, Readling, Spence, Uzzell, Woodard, and Young of Durham—28.

The following message is received from his Excellency Governor O. Max Gardner:

May 5, 1931.

To the President of the Senate and Speaker of the House.

Gentlemen:

I respectfully request permission to address the House and Senate in Joint Session tonight at eight o'clock, May 5th.

Sincerely yours,

O. MAX GARDNER,  
*Governor of North Carolina.*

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:



S. B. 588, An act to amend House Bill number One Thousand and Thirty-nine, ratified April fifteenth, One Thousand Nine Hundred and Thirty-one, reducing the Board of Education of Avery County from five to three members.

On motion of Mr. Pitts the House takes a recess until 8:15 tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Tuesday Night, May 5, 1931.

Pursuant to recess, the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar:

H. R. 1352, A Joint Resolution providing for the appointment of a committee to study the question of the adoption, purchase and distribution of high school text books and to report its findings, conclusions and recommendations prior to the regular 1933 Session of the General Assembly.

With a favorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 586, A bill to be entitled An act to require branch banks to include in their financial statement, statement of amount on deposit and amount loaned in each branch.

Referred to the Committee on Banks and Banking.

S. R. 605, A Joint Resolution inviting the printers of North America to establish their Eastern Tubercular Sanatorium and Home for their sick and aged in the State of North Carolina.

On motion of Mr. Pitts the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. R. 427, A Joint Resolution requesting the State Highway Commission to re-establish the numbering of the State Highway from Burlington to Greensboro via Elon College and Gibsonville, to be known as No. 10.

Referred to the Committee on Public Roads.

SENATE CHAMBER,  
Tuesday night, May 5, 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that pursuant to resolution heretofore passes by both the House and the Senate and upon receipt of a message from your Honorable Body to that effect, the Senate will be ready at the hour of eight-thirty to meet in Joint Session for the purpose of hearing an address by his Excellency, Governor O. Max Gardner.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk of the Senate.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1349, A bill to be entitled An act to authorize the Councilmen of the City of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the City.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

## JOINT SESSION

Pursuant to resolution heretofore passed, the Sergeant-at-Arms announces the approach of the Senate, and that Body, preceded by its officers, comes into the Hall and are assigned seats, Mr. President Fountain taking his seat at the right of Mr. Speaker Smith.

The Joint Assembly is called to order by Mr. Fountain and immediately thereafter, His Excellency, Governor Gardner, is escorted to the dais and delivers his message.

On motion of Senator Johnson of Duplin, the Joint Assembly adjourns, the Senate repairs to its Chamber, and the House resumes consideration of business.

On motion of Mr. Burgin, the House adjourns, and will meet tomorrow at 11 o'clock A. M.

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ONE HUNDRED THIRD DAY

## HOUSE OF REPRESENTATIVES,

Wednesday, May 6, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. H. Hobbs, of Christianburg, Va.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Moss and Woodard: H. B. 1354, A bill to be entitled An act to ratify and validate the action of the County Commissioners of Nash County in levying certain taxes in Nash County.

Referred to the Committee on the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1324, A bill to be entitled An act to provide that no assignment, sale, pledge, mortgage, or other transfer of wages earned or to be earned in the future, where the whole or a part of the consideration of the same is less than two hundred dollars shall be valid against the employer until said employer shall signify in writing his assent thereto upon such instrument.



Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. R. 1352, A Joint Resolution providing for the appointment of a commission to study the questions of the adoption, purchase, and distribution of high school text books, and to report its findings, conclusions and recommendations prior to the regular 1933 Session of the General Assembly.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1286, A bill to be entitled An act to amend Section 1331 of the Consolidated Statutes relative to the auditing of county accounts.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1331, An act to amend House Bill number One Thousand One Hundred Eighteen, ratified April Twenty-fourth, One Thousand Nine Hundred Thirty-one, appointing one additional Justice of the Peace for Vance County.

S. B. 603, An act to repeal Chapter Seven Hundred Forty, Public-Local Laws of One Thousand Nine Hundred Thirteen, relative to fishing in Columbus County.

H. B. 1259, An act to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the Pension Roll.

H. B. 1109, An act to amend Section Twenty-three of Article Four of the Constitution of North Carolina, relating to solicitors.

H. B. 1316, An act supplemental to H. B. One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

S. B. 604, An act to amend Chapter Fifty-six, Section Two Thousand Six Hundred and Forty-nine, Volume One, Consolidated Statutes, relative to municipal elections in Columbus County.

S. B. 598, An act to permit the Commissioners of Richmond County to provide for better law enforcement.

S. B. 566, An act to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

H. B. 1329, An act relating to the bond of the Treasurer of Greene County.

S. B. 553, An act to assure payment and disbursement in full of the appropriation for the support of the six months school term and to provide for the issuance of general fund notes of the State for the purpose of balancing revenues and disbursements and in anticipation of taxes.

H. B. 1343, An act to repeal House Bill number Eight Hundred Fifty-two, ratified March sixteenth, One Thousand and Nine Hundred Thirty-one, being An act entitled "To amend Chapter Sixty-two of the Private Laws of One Thousand Nine Hundred Twenty-nine, entitled An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina.

S. B. 548, An act to authorize the City of Statesville to issue sewer bonds and to provide for the payment thereof.

S. R. 600, A Joint Resolution relative to the safekeeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.

H. R. 1353, A Joint Resolution inviting His Excellency the Governor to address a Joint Session of the House of Representatives and Senate at eight-thirty P. M. May fifth, One Thousand Nine Hundred and Thirty-one.

S. R. 605, A Joint Resolution inviting the printers of North America to establish their Eastern Tubercular Sanatorium and Home for their sick and aged in the State of North Carolina.

H. B. 1066, An act amending Section Five Thousand Five Hundred Thirty-one of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

H. R. 1355, A Joint Resolution authorizing and providing for the proper impounding and devily of the ballots, ballot boxes and contents used in Senatorial Election November Fourth, One Thousand Nine Hundred Thirty, to the Sub-Committee of the Committee on Privileges and Elections, United States Senate.

On motion of Mr. Pitts, the House takes a recess until 12 o'clock.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

Wednesday, May 6, 1931.

Pursuant to recess, the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

On motion of Mr. Newman, H. B. 238, A bill to be entitled An act to repeal, amend and re-enact Chapter 136 Public Laws 1927, as amended by Chapters 58, 193, 216 and 254, Public Laws 1929 and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State; is ordered recalled from the Senate for further consideration by the House.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Johnson of Halifax, and Long of Halifax: H. B. 1356, A bill to be entitled An act to place the name of Mrs. Carlena Hart, widow of a Confederate Veteran on the Pension Roll.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Doshier, by request: H. B. 1357, A bill to be entitled An act to amend Section 1659 of the Consolidated Statutes, relating to the grounds for absolute divorce.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cherry and Puett: H. B. 1358, A bill to be entitled An act to transfer the levy of taxes in the Bessemer City Graded School District from the Board of Trustees of that District to the Board of Commissioners of Gaston County.



Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Edwards: H. R. 1355, A Joint Resolution authorizing and providing for the proper impounding and delivery of the ballots, ballot boxes and contents used in Senatorial Election, November 4, 1930, to the Sub-Committee on Privileges and Elections United States Senate.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1315, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20, 1931, entitled "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and Acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof".

Passes its second reading, and remains on the Calendar.

Mr. Hamilton sends forward the following resolution:

#### HOUSE RESOLUTION AUTHORIZING CONTINUANCE OF CONFERENCE COMMITTEE ON HOUSE BILL NUMBER 102.

Whereas, the House Conferees heretofore appointed and acting with Senate Conferees to adjust differences between the two Bodies growing out of House Bill 102, known as the Revenue Bill, have in their deliberations and recommendations attempted to have carried out the will of the House as reflected by majority vote; and

Whereas, the report of the Conferees, concurred in by the House, has been rejected by the Senate; and

Whereas, it is the sense of the House that the Conferees heretofore appointed should continue their deliberations and efforts toward adjustment, working in collaboration with like Committee or Referees from the Senate, to the end that another Conference Report be submitted not later than Friday, the eighth: Now, therefore, be it

*Resolved by the House of Representatives:*

That it is the sense of the House that said Conferees heretofore appointed to work with like Committee of Conferees from the Senate be not discharged, but that, renewing the confidence on the part of the House in said Conferees, it is the sense of the House that they be continued, and they hereby are authorized to continue, and to work to the end that a revenue measure be provided for the support of the Constitutional school term without ad valorem tax, and report back not later than Friday, May the eighth; and that failing to agree on a revenue measure to such end, the House of Representatives then will support a resolution to adjourn sine die.

Mr. Hamilton moves that the rules be suspended, and the resolution be adopted.

Upon this motion Mr. Ervin calls for the "ayes" and "noes".

The call is sustained, and the following vote is announced:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Bruton, Butler, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgcombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Halstead, Hamilton, Helms, Hips, Holmes, Howell, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Lumpkin, MacLean, Mebane, Moss, Moye, McBee, McEachern, McGougan, Norman, Parker, Ruffin, Smith, Spence, Tatem, Thomas, Thompson, Willis, White of Robeson, Whitley, Woodall, and Young of Harnett—60.

Those voting in the negative are: Messrs. Brooks, Burgin, Cherry, Cox of Forsyth, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Groves, Gwyn, Hanes of Forsyth, Haynes of Surry, Jeffress, Johnson of Pender, LeGrand, Long of Alamance, Long of Halifax, McRae, Neal, Newman, Pitts, Puett, Readling, Seawell, Turner of Iredell, Uzzell, Woodard, and Young of Durham—30.

Those voting present are Messrs. Connor and Harris—2.

Mr. Connor and Mr. Harris having voted present, the Speaker declares that owing to the fact that these two gentlemen voted present, instead of for or against the suspension of the rules, thus causing the vote to be 60 for the suspension of the rules, and 30 against the suspension, and 2 voting present, making a total of 92 voting, two-thirds of which failed to vote for the suspension of the rules, the motion is lost.

Mr. Woodard moves that the rules be suspended in order that he may offer the following amendment:

Amend House Resolution by striking out all portions of Resolution after resolving clause and by inserting in lieu thereof the following:

That the Conferees heretofore appointed by the House be and they are hereby directed to resume conference with the Senate Conferees on the Revenue Bill without any instructions being given such House Conferees.

WOODARD, *of Nash*.

The rules fail of suspension.

Mr. Brooks moves that the rules be suspended and the Resolution offered by Mr. Hamilton be placed before the House for its immediate consideration.

The motion of Mr. Brooks prevails and the resolution is placed before the House for its immediate consideration.

Mr. Connor offers the following amendment:

Amend by striking out all of said Resolution after the words, "and that failing to agree".

CONNOR, *of Wilson*.

Mr. MacLean moves that further consideration of the Resolution and amendment be postponed until tomorrow's Session.

On motion of Mr. MacLean, the House adjourns and will meet tomorrow at 12 o'clock noon.



## ONE HUNDRED FOURTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, May 7, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. Lex Klutz of Raleigh, North Carolina.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Howell: H. B. 1359, A bill to be entitled An act to further the enforcement of the provisions of the Game and Fish Laws, and the Game and Fish Laws of Buncombe County.

Referred to the Committee on the Calendar.

By Mr. Johnson of Halifax: H. B. 1360, A bill to be entitled An act to empower the Bank of Enfield or the Bank of Halifax, or both, as fiscal agent or agents for Halifax County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Holmes and Flanagan: H. B. 1361, A bill to be entitled An act to create a Peace Officers' Relief Fund for the County of Pitt.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Seawell: H. B. 1362, A bill to be entitled An act to permit the Board of County Commissioners of Lee County to discontinue operation of the County Home and make other provision for the poor and infirm.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. LeGrand: H. B. 1363, A bill to be entitled An act to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of the members of the Board of Education of Davie County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Bender: H. B. 1364, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Neal: H. B. 1365, A bill to be entitled An act to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate Veterans, of McDowell County, on the Pension Roll.

Referred to the Committee on Pensions.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Neal, for the Committee on Education:

S. B. 593, A bill to be entitled An act to authorize and empower the County Board of Education of Vance County to employ Principals of high schools in conjunction with School Committees.

With a favorable report.

By Mr. Edwards for the Committee on the Calendar:

H. B. 1359, A bill to be entitled An act to further the enforcement of the provisions of the Game and Fish Laws, and the Game and Fish Laws of Buncombe County.

And

H. B. 1354, A bill to be entitled An act to ratify and validate the action of the County Commissioners of Nash County in levying certain taxes in Nash County.

With favorable reports.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 607, A bill to be entitled An act to appoint Edward D. Davis Special Enforcement Officer for Warren County for a term of two years.

On motion of Mr. Davis of Warren the rules are usupended and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 608, A bill to be entitled An act to amend Section 165, Chapter 345, Public Laws of 1929, relating to motor vehicles for hire.

On motion of Mr. Ervin the rules are suspended and the bill is placed on its immediate passage.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 610, A bill to be entitled An act to require the Sheriff of Lenoir County and the Tax Collector of all municipalities in said County to accept quarterly payments of taxes.

Referred to the Committee on Finance.

S. B. 611, A bill to be entitled An act to require the Sheriff and Tax Collector of Harnett County and the Tax Collectors of all municipalities in said County to accept quarterly payments of taxes.

Referred to the Committee on Finance.

H. B. 1333, A bill to be entitled An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp, of Rockingham County on the Pension Roll.

For concurrence in the Senate amendment.



On motion of Mrs. Mebane the House concurs in Senate amendment and the bill is ordered Enrolled.

SENATE CHAMBER,

May 6. 1931.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has failed to pass to Conferees' Report, to H. B. 102, A bill to raise revenue, and that the Senate Conferees appointed heretofore have been continued in an effort to adjust the differences existing between the two Bodies upon this measure. The bill with Conferees' Report attached as received in your message of May 2, is returned herewith.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

The Chair lays before the House for its consideration the resolution offered at yesterday's Session by Mr. Hamilton, which was held over upon motion made by Mr. MacLean.

The question now recurs upon the adoption of an amendment offered yesterday by Mr. Connor.

Upon the adoption of this amendment Mr. Ervin calls for the "ayes" and "noes".

The call is sustained and the amendment is adopted by the following vote:

Those voting in the affirmative are: Messrs. Brooks, Bruton, Cherry, Connor, Cox of Forsyth, Cranor, Crouse, Dosher, Edwards, Ervin, Ewing, Flanagan, Garibaldi, Gill, Graham, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Holmes, Hood, Jeffress, Johnson of Pender, Johnston of Ashe, LeGrand, Long of Alamance, Long of Halifax, Marshall, McRae, Neal, Newman, Pitts, Puett, Readling, Seawell, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Woodard, and Young of Durham—49.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Cloud, Cox of Jackson, Crudup, Davis of Edgecombe, Davis of Warren, Day, Etheridge, Ewbank, Fulghum, Gatling, Gay, Hamilton, Helms, Hipps, Howell, James, Jolly, Jones, Lumpkin, Mebane, Moss, McBee, McDevitt, McGougan, Norman, Parker, Ruffin, Smith, Thompson, Willis, Whitley, Woodall, and Young of Harnett—38.

The following pairs are announced:

Mr. Burgin with Mr. Davis of Hyde. Were Mr. Davis of Hyde present he would vote "no", Mr. Burgin would vote "aye".

Mr. Gattis with Mr. Reed. Were Mr. Reed present he would vote "no", Mr. Burgin would vote "aye".

Mr. Johnson of Chatham with Mr. Johnston of Caswell. Were Mr. Johnston of Caswell present he would vote "aye", Mr. Johnson of Chatham would vote "no".

Mr. Johnson of Currituck with Mr. Huffman. Were Mr. Huffman present he would vote "aye", Mr. Johnson of Currituck would vote "no".

Mr. Moye with Mr. Black. Were Mr. Black present he would vote "aye", Mr. Moye would vote "no".

Mr. McEachern with Mr. Morpew. Were Mr. Morpew present he would vote "aye", Mr. McEachern would vote "no".

Mr. MacLean, sends forward the following amendment:

Amend Resolution by striking out words and figures "Friday, May 8th" and inserting "Tuesday, May 12th."

MACLEAN,

The amendment is adopted.

Mr. Spence sends forward the following amendment:

Amend House Resolution by striking out the words "without ad valorem tax".

Mr. Spence withdraws his amendment.

The following amendment is offered by Mr. Woodard:

Amend House Resolution, by striking out all portions thereof following the enacting and resolving clause and inserting in lieu of the portions stricken out the following:

"That the Conferees heretofore appointed by the House of Representatives upon the revenue measures be and they are hereby authorized and directed to resume their conferences upon such measures with such conferees as the Senate may name in that regard to the end that a revenue measure may speedily be reported to the House and Senate."

WOODARD,

The amendment is lost.

The question now recurs upon the adoption of the resolution, as amended. Upon this Mr. Pitts calls for the "ayes" and "noes".

The call is sustained, and as amended, the resolution is adopted by the following roll call vote:

Those voting in the affirmative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Cloud, Cox of Jackson, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Fulghum, Gatling, Gay, Graham, Halstead, Hamilton, Helms, Hipps, Holmes, Howell, James, Johnston of Ashe, Jolly, Jones, Lumpkin, Mebane, Moss, Moye, McBee, McDevitt, McGougan, Norman, Parker, Ruffin, Smith, Thomas, Thompson, Willis, Whitley, Woodall, and Young of Harnett—46.

Those voting in the negative are: Messrs. Brooks, Bruton, Cox of Forsyth, Crouse, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Groves, Gwyn, Hanes of Forsyth, Haynes of Surry, Jeffress, Johnson of Pender, LeGrand, Long of Alamance, Long of Halifax, Marshall, McRae, Neal, Newman, Pitts, Readling, Seawell, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Woodard, and Young of Durham—35.

The following pairs are announced.

Mr. Burgin with Mr. Davis of Hyde. Were Mr. Davis of Hyde present he would vote "aye", Mr. Burgin would vote "no".

Mr. Flanagan with Mr. Black. Were Mr. Black present he would vote "no", Mr. Flanagan would vote "aye".

Mr. Gattis with Mr. Reed. Were Mr. Reed present he would vote "aye", Mr. Gattis would vote "no".



Mr. Johnson of Chatham, with Mr. Johnston of Caswell. Were Mr. Johnston of Caswell present he would vote "no", Mr. Johnson of Chatham would vote "aye".

Mr. Johnson of Currituck with Mr. Huffman. Were Mr. Huffman present, he would vote "no", Mr. Johnson of Currituck would vote "aye".

Mr. McEachern with Mr. Morphew. Were Mr. Morphew present he would vote "no", Mr. McEachern would vote "aye".

Mr. Puett with Mr. Henry. Were Mr. Henry present he would vote "aye", Mr. Puett would vote "no".

H. B. 1354, A bill to be entitled An act to ratify and validate the action of the County Commissioners of Nash County in levying certain taxes in Nash County.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Garibaldi, Gatling, Gattis, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Holmes, Hood, Howell, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, MacLean, Marshall, Mebane, Moss, McBee, McDevitt, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Readling, Ruffin, Seawell, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—86.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1328, An act to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate Pension Roll.

H. B. 584, An act to require the Sheriff of Robeson County and the Tax Collectors of all municipalities in said County to accept quarterly payments of taxes.

H. B. 1332, An act to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate Pension Roll.

H. B. 1358, An act to transfer the levy of taxes in the Bessemer City Graded School District from the Board of Trustees of that District to the Board of Commissioners of Gaston County.

On motion of Mr. Upchurch, the House adjourns and will meet tomorrow at 12 o'clock noon.

## ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES,

Friday, May 8, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. E. G. Davis of the City of Raleigh.

Mr. Young of Durham, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Messrs. Edwards and White of Robeson offer the following resolution, which is adopted.

House Resolution directing that all Committee Clerks, excepting Clerk to Finance Committee, be dispensed with.

Whereas, it is the sense of the House of Representatives that all economies possible should be adopted, realizing that all the employees now employed by the various committees are not needed in view of the fact that only two or three important public matters remain to be enacted by this Session of the General Assembly, and

Whereas, it is felt that the Committee Clerk of the Finance Committee being familiar with her work and would possibly be needed in connection with matters coming before that Committee; Now, therefore, be it

*Resolved by the House of Representatives:*

Section 1. That all Committee Clerks, except the Clerk to the Finance Committee, be dispensed with after this date.

Section 2. That this resolution be in full force and effect after its adoption.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Waynick, Moss and Jeffress: H. B. 1366, A bill to be entitled An act amending House Bill No. 25, Session of One Thousand Nine Hundred Thirty-one.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. White of Robeson, and Johnson of Chatham: H. B. 1367, A bill to be entitled An act to provide an individual and corporation income tax.

Referred to the Committee on Finance.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1327, A bill to be entitled An act to authorize the Board of Commissioners of Roxboro Graded School District for the purpose of funding the debt of said School District.

For concurrence in the Senate amendment.

On motion of Mr. Harris the House concurs in Senate amendment, and the bill is ordered Enrolled.



H. B. 1356, A bill to be entitled An act to place the name of Mrs. Charlina Hart, widow of a Confederate Veteran, on the Pension Roll.

For concurrence in the Senate amendment.

The House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 612, A bill to be entitled An act to amend S. B. 592, An act to postpone and defer the sale of land for delinquent taxes in 1931.

Referred to the Committee on Finance.

S. B. 618, A bill to be entitled An act to amend Chapter 146, Private Laws of 1923, relating to the Charter of Murfreesboro.

Referred to the Committee on Counties, Cities, and Towns.

S. B. 619, A bill to be entitled An act to place Joseph Moretz of Watauga County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

H. B. 1273, A bill to be entitled An act to amend Chapter 218, Public Laws 1929, in relation to State Highway Patrol so said Act will conform to the State Road Law ratified March 20, 1931.

For concurrence in the Senate amendment.

On motion of Mr. Pitts the House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 583, A bill to be entitled An act to regulate the salaries of appointive State officers.

Referred to the Committee on Salaries and Fees.

S. B. 613, A bill to be entitled An act to require the Sheriff and Tax Collector of Watauga, Ashe, and Alleghany Counties to accept quarterly payment of taxes.

Referred to the Committee on Finance.

S. B. 617, A bill to be entitled An act prohibiting the Sheriff of Caswell County from selling land and personal property in said County until the first Monday in October.

Referred to the Committee on Finance.

H. B. 1195, A bill to be entitled An act to amend Sub-section 7 of Section 218 (c) Consolidated Statutes of North Carolina, Volume 111, being Sub-section 7 of Section 1, Chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered Enrolled.

H. B. 470, A bill to be entitled An act to fix the mileage charged to the State or any subdivision thereof, by employees or officers of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

For concurrence in the Senate amendment.

On motion of Mr. Cox of Jackson the House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 620, A bill to be entitled An act to amend H. B. 1118, being An act to appoint Justices of the Peace in the several counties of North Carolina.

Referred to the Committee on Justices of Peace.

SENATE CHAMBER,  
May 6, 1931.

Mr. Speaker:

Pursuant to your request we are returning to your Honorable Body H. B. 238, known as the Bus Law, for further consideration.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

Having been recalled from the Senate, on motion of Mr. Newman the House Conferees are discharged and on motion of Mr. Crouse the bill is placed on the Calendar for concurrence in the Senate amendments.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1359, A bill to be entitled An act to further the enforcement of the provisions of the Game and Fish Laws and the Game and Fish Laws of Buncombe County.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

S. B. 593, A bill to be entitled An act to authorize and empower the County Board of Education of Vance County to employ principals of high schools in conjunction with school committees.

Passes its second and third readings, and is ordered Enrolled.

H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools.

Mr. Ewing offers several amendments to the bill.

Mr. Young of Durham moves that the bill and amendments be recom-mitted to the Conference Committee on H. B. 102.

Upon this, Mr. Ewing calls for the "ayes" and "noes".

The call is sustained, and the motion of Mr. Young of Durham prevails by the following vote:

Those voting in the affirmative are: Messrs. Brooks, Bruton, Burgin, Cherry, Cox of Jackson, Crouse, Crudup, Edwards, Ervin, Garibaldi, Greer, Groves, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Holmes, Hood, Jeffress, Johnson of Halifax, LeGrand, Long of Halifax, McRae, Neal, Newman, Pitts, Puett, Reading, Seawell, Spence, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Woodard, and Young of Durham—39.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brin-son, Brown, Cloud, Davis of Warren, Etheridge, Ewing, Fulghum, Gatling, Halstead, Flanagan, Hamilton, Howell, James, Johnson of Ashe, Johnson of Currituck, Jones, Lumpkin, MacLean, Mebane, Moss, McBee, McEachern, McGougan, Norman, Parker, Ruffin, Scarborough, Smith, Thomas, Thomp-son, Turner of Guilford, White of Robeson, Whitley, and Woodall—37.

The following pairs are announced:

Mr. Johnson of Chatham with Mr. Long of Alamance. Were Mr. Long present, he would vote "aye", Mr. Johnson would vote "no".



Mr. Marshall with Mr. Moyer. Were Mr. Moyer present, he would vote "aye", Mr. Marshall would vote "no".

Mr. Tatem with Mr. Ewbanks. Were Mr. Ewbanks present, he would vote "no", Mr. Tatem would vote "aye".

Mr. Young of Harnett with Mr. Huffman. Were Mr. Huffman present, he would vote "aye", Mr. Young would vote "no".

Mr. Davis of Edgecombe with Mr. Leake. Were Mr. Leake present, he would vote "no", Mr. Davis would vote "aye".

Mr. Day with Mr. Black. Were Mr. Black present, he would vote "aye", Mr. Day would vote "no".

Mr. Doshier with Mr. Willis. Were Mr. Willis present, he would vote "no", Mr. Doshier would vote "aye".

Mr. Gay with Mr. Morphew. Were Mr. Morphew present, he would vote "aye". Mr. Gay would vote "no".

Mr. Gill with Mr. Graham. Were Mr. Graham present, he would vote "no", Mr. Gill would vote "aye".

H. B. 1354, A bill to be entitled An act to ratify and validate the action of the County Commissioners of Nash County in levying certain taxes in Nash County.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment:

Those voting in the affirmative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Cherry, Cloud, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Warren, Day, Doshier, Edwards, Ervin, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Groves, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Ashe, Johnson of Currituck, Johnson of Halifax, Jolly, Jones, LeGrand, Long of Halifax, Lumpkin, MacLean, Marshall, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Neal, Newman, Norman, Parker, Pitts, Puett, Reading, Seawell, Scarborough, Smith, Spence, Tatem, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—81.

Those voting in the negative are: None.

On motion of Mrs. Mebane, H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under 16 years of age, is ordered recalled from the Conference Committee and placed on the Calendar.

On motion of Mr. Gay, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES,

Saturday, May 9, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Mr. C. M. Higgins, Sergeant-at-Arms of the House.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 198, A bill to be entitled An act to permit seining for shad in certain rivers during certain seasons.

Referred to the Committee on Conservation and Development.

S. B. 616, A bill to be entitled An act to place Henry C. Beddard, Confederate Veteran of Pitt County on the Pension Roll.

Referred to the Committee on Pensions.

H. B. 891, A bill to be entitled An act requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicles prior to securing a State Motor Vehicle License and provide for listing all other delinquent personal property.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

Placed on the Calendar for concurrence in the Senate amendments.

H. B. 1364, A bill to be entitled An act supplemental to H. B. number 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

For concurrence in the Senate amendments.

On motion of Mr. Hipps, the House concurs in the Senate amendment, and the bill is ordered Enrolled.

SENATE CHAMBER,

May 8, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted the Conferees' Report on H. B. 1184, title, "To be entitled An act to regulate fiduciary companies," and having previously received from you a message stating that the House had adopted this report the bill may be Enrolled for ratification.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

The House having already adopted a similar report, and upon receipt of the above message the bill is ordered Enrolled.

SENATE CHAMBER,

May 8, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted the resignation of Senators Hinsdale and Pritchett as members of the Senate Conference Committee appointed to



consider the differences existing between the House and Senate on H. B. 102, "A bill to raise revenue", and has appointed as Conferees on the part of the Senate to fill the vacancies thus created, Senators Gravely and Clement.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1361, An act to create a Peace Officers' Relief Fund for the County of Pitt.

S. B. 607, An act to appoint Edward D. Davis Special Enforcement Officer for Warren County for a term of two years.

H. B. 1350, An act to amend Section Seven, Chapter Six Hundred Ninety-nine, Public-Local Laws of One Thousand Nine Hundred Twenty-seven, relating to the salary of the Prosecuting Attorney of the Municipal Court of the City of High Point.

H. B. 1345, An act relative to fees for filing, docketing and indexing transcripts of judgments in the office of the Clerk of the Superior Court of Anson County.

H. B. 979, An act to regulate the election of members of the Board of Trustees of the Graded Schools of Granite Falls.

S. B. 608, An act to amend Section One Hundred Sixty-five, Chapter Three Hundred Forty-five, Public Laws of One Thousand Nine Hundred Twenty-nine, relating to motor vehicles for hire.

H. B. 1346, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being, "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

H. B. 1351, An act to amend An act entitled, "An act to amend Chapter Three Hundred Ninety-five of the Public-Local Laws of One Thousand Nine Hundred Nine and all Acts amendatory thereof, relating to the City Charter of the City of High Point," ratified the twenty-first day of March One Thousand Nine Hundred Thirty-one.

S. B. 62, An act to create in Cleveland County the office of County Auditor, and assign to that office the duties now performed by the County Accountant, the Tax Auditor, and the County Supervisor of taxation.

H. B. 1254, An act supplemental to An act to appoint members of the Board of Education of the several counties and relating solely to Lee County.

H. B. 1360, An act to empower the Bank of Enfield or the Bank of Halifax or both as fiscal agent or agents for Halifax County.

H. B. 1311, An act to place Mrs. Samirah Creed, widow of John D. Creed of Surry County, on the Pension Roll.

H. B. 1349, An act to authorize the Councilmen of the City of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the City.

H. B. 1310, An act to place Mrs. Millie Holder of Surry County on the Pension Roll.

On motion of Mr. Bruton the House adjourns and will meet Monday night at 8 o'clock P. M.

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## ONE HUNDRED SEVENTH DAY

HOUSE OF REPRESENTATIVES,

Monday night, May 11, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Theodore Partrick Jr. of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. Oscar Leach of Hoke County.

### ENGROSSED BILLS

Mr. Bruton, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows:

H. B. 1359, A bill to be entitled An act to further the enforcement of the provisions of the Game and Fish Laws and the Game and Fish Laws of Buncombe and Henderson Counties.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hipps: H. B. 1368, A bill to be entitled An act to regulate public drunkenness in Haywood County.

Referred to the Committee on Judiciary No. 1.

By Mr. Gatling: H. B. 1369, A bill to be entitled An act to repeal Chapter Four Hundred and Fifty-six, Public-Local Laws, 1929, and to decrease the Board of Education of Gates County from five to three members.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Cherry: H. B. 1370, A bill to be entitled An act to authorize the Board of Trustees of the Bessemer City Graded School District to collect the unpaid taxes of the District prior to and including the year Nineteen Hundred and Thirty.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Upchurch: H. B. 1371, A bill to be entitled An act to refund to Mrs. James E. Colton the amount overcharged her for automobile license tags.

Referred to the Committee on Public Roads.



By Mr. Johnson of Halifax: H. B. 1372, A bill to be entitled An act to place the name of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate Veterans' Pension Roll.

Referred to the Committee on Pensions.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1266, A bill to be entitled An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in Senate amendment and the bill is ordered Enrolled.

H. B. 1276, A bill to be entitled An act to amend House Bill number 338, ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for operating cotton gins, grist mills and sawmills.

An amendment offered by the Committee is adopted.

As amended, the bill fails to pass its second reading.

H. B. 1297, A bill to be entitled An act to prevent the larcency of shrubbery.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1315, A bill to be entitled An act to amend Committee Substitute for House Bill 338, ratified March 20th, 1931, ntitled "A bill to be entitled An act to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State and to provide for the maintenance thereof.

The question now recurs upon the passage of the bill on its third reading.

Upon this Mr. Gay calls for the "ayes" and "noes".

The call is sustained and the bill fails to pass its third reading by the following vote.

Those voting in the affirmative are: Messrs. Allen, Black, Brooks, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Crudup, Edwards, Ervin, Garibaldi, Gattis, Gill, Graham, Greer, Groves, Gwaltney, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Hood, Huffman, Jeffress, Leake, Long of Alamance, Lyon, Marshall, Mebane, Moss, McDevitt, McGougan, McRae, Neal, Pitts, Readling, Smith, Spence, Tatem, Thomas, Turner of Iredell, Upchurch, Waynick, White of Robeson, Whitley, Woodard, and Young of Durham—48.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Bruton, Burgin, Butler, Cloud, Coffield, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Etheridge, Ewing, Flanagan, Fulghum, Gatling, Gay, Gwyn, Halstead, Hamilton, Henry, Holmes, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, Long of Halifax, Lumpkin, MacLean, Morpheu, Moye, McBee, McEachern, Newman, Parker, Puett, Reed, Rogers, Ruffin, Scarborough, Thompson, Turner of Guilford, Ward, Willis, White of Chowan, Woodall, and Young of Harnett—55.

The following pair is announced:

Mr. Norman with Mr. Ewbank. Were Mr. Ewbank present he would vote "aye", Mr. Norman would vote "no".

## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 986, An act to amend Section Five Thousand Four Hundred Sixteen of Volume Three of the Consolidated Statutes of North Carolina and index, relating to vacancies in the office of County Board of Education.

S. B. 593, An act to authorize and empower the County Board of Education of Vance County to employ principals of high schools in conjunction with school committees.

H. B. 1273, An act to amend Chapter Two Hundred Eighteen, Public Laws One Thousand Nine Hundred Twenty-nine, in relation of State Highway Patrol so said act will conform to the State Road Law, ratified March Twentieth, One Thousand Nine Hundred Thirty-one.

H. B. 470, An act to fix the mileage charge to the State, or any subdivision thereof, by employees or officers of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any sub-division thereof.

H. B. 1333, An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the Pension Roll.

H. B. 1356, An act to place the name of Mrs. Charlena Hart, widow of a Confederate Veteran, on the Pension Roll.

H. B. 1195, An act to amend Sub-section Seven of Section Two Hundred and Eighteen (c), Consolidated Statutes of North Carolina, Volume Three, being Sub-section Seven of Section One, Chapter One Hundred and Thirteen, Public Laws of One Thousand Nine Hundred and Twenty-seven, and conferring upon certain Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

H. B. 1327, An act to authorize the Board of Commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said School District.

H. B. 638, An Act to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.

H. B. 1362, An act to permit the Board of County Commissioners of Lee County to discontinue operation of the County Home and make other provision for the poor and infirm.

H. B. 1363, An act to amend House Bill number One Thousand and Thirty-nine, ratified April Fifteenth, One Thousand Nine Hundred and Thirty-one, relating to length of term of the member of the Board of Education of Davie County.

H. B. 1184, An act to amend Section Six Thousand Three Hundred and Seventy-seven of the Consolidated Statutes pertaining to the licensing of banks to act as fiduciaries.

On motion of Mr. Harris, S. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina, promote the Public Welfare; to place freight rates upon a parity with those of other states and



localities, to provide water transportation to locate a port terminal at Deep Tidewater, create a Port Commission, prescribe its duties and powers; and for other purposes; is taken from the unfavorable Calendar, and recommitted to the Committee on Appropriations.

On motion of Mr. Garibaldi, the House adjourns and will meet tomorrow at 12 o'clock noon.

## ONE HUNDRED EIGHTH DAY

HOUSE OF REPRESENTATIVES.

Tuesday, May 12, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. George B. Harrell of Gates, North Carolina.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Neal, for the Committee on Counties, Cities, and Towns.

S. B. 618, A bill to be entitled An act to amend Chapter 146, Private Laws 1923, relating to the Charter of Murfreesboro.

With a favorable report.

By Mr. Harris, for the Committee on Appropriations:

H. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina, promote the public welfare to place freight rates upon a parity with those of other States and localities; to provide water transportation to locate a port terminal at deep tidewater create a Port Commission, prescribe its duties and powers; and for other purposes.

With an unfavorable report with a minority report attached.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Butler: H. B. 1373, A bill to be entitled An act to amend Consolidated Statutes Section 4516, relating to attorneys fees in pauper cases.

Referred to the Committee on Judiciary No. 1.

By Mr. Johnson of Currituck: H. B. 1374, A bill to be entitled An act amending Chapter 23 of the Public-Local Laws of the Extra Session of 1924 relating to the Police Laws of Currituck County.

Referred to the Committee on Calendar.

By Mr. Flanagan: H. B. 1375, A bill to be entitled An act to repeal House Bill 1308 entitled, "An act to establish Greenville Electric District," ratified April 29th, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Brown: H. B. 1376, A bill to be entitled An act to amend House Bill number 1118, ratified April 24, 1931, appointing an additional Justice of the Peace for Perquiman's County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Bruton: H. B. 1377, A bill to be entitled An act to provide for the appointment of the Trustees of Troy and Biscoe Special Charter School Districts by the Board of Education of Montgomery County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Willis: H. B. 1378, A bill to be entitled An act supplemental to H. B. 1118, the same being, "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 614, A bill to be entitled An act to amend Chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a bond salary fund.

Referred to the Committee on Salaries and Fees.

S. R. 621, Joint Resolution in behalf of George Burroughs, janitor.

Referred to the Committee on Salaries and Fees.

S. B. 622, A bill to be entitled An act to authorize the City of Wilmington to establish and regulate daylight saving time in the City of Wilmington.

On motion of Mr. Newman the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

SENATE CHAMBER,

May 11, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body requesting the return of H. B. 287, relating to Child Labor Laws of the State, to the Senate for further consideration thereon.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

The House refuses to return the bill to the Senate.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute for H. B. 891, A bill to be entitled An act requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicle prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

Substitute adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

H. B. 1302, A bill to be entitled An act to amend Section 2329 of the Consolidated Statutes, exempting trainmen from jury duty.

A minority report having been attached, the question now recurs upon the adoption of the minority report.

The minority report is adopted.

As amended the bill passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 287, A bill to be entitled An act to amend Section 5033 of the Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Having been recalled from the Conference Committee, the Conferees discharged, the bill is before the House for concurrence in the Senate amendments.

On motion of Mrs. Mebane the House concurs in the Senate amendments and the bill is ordered Enrolled.

## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1266, An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.

H. B. 1366, An act amending House Bill number Twenty-five, Session of One Thousand Nine Hundred Thirty-one.

H. B. 1364, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being, "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

On motion of Mr. Spence the House takes a recess until 3:30 o'clock.

## AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

Tuesday, May 12, 1931.

Pursuant to recess, the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

Mr. Spence submits the following report for the House Conferees on H. B. 102:

REPORT OF THE CONFEREES ON THE SUBSTITUTE FOR HOUSE BILL 102 "A BILL TO BE ENTITLED AN ACT TO RAISE REVENUE".

*To the Speaker of the House of Representatives:*

The Conferees on the part of the House have received from the Senate Conferees acting under their instructions a proposal which is hereto attached.

The House Conferees being of the opinion that under their instructions they are without authority to accept the same even if inclined to do so, now request that they be specifically authorized and instructed by the House whether to accept or reject this proposal on the part of the Senate Conferees.

Respectfully submitted,

U. L. SPENCE,  
*Chairman.*

H. G. CONNOR, JR.  
R. G. CHERRY,  
A. D. MACLEAN,  
GURNEY P. HOOD,  
CLAUDE W. ALLEN,  
R. L. HARRIS,

Upon a re-reference of House Bill 102, "A bill to be entitled An act to raise revenue", to conferees on the part of the House and Senate, a joint meeting of conferees was held on Friday, May 8.

At this joint meeting it was agreed that the conferees on the part of the Senate would submit to the conferees on the part of the House, for their consideration, a proposal that would go as far as the limitation of their instructions would permit in meeting the expressed views of the House of Representatives, and in pursuance of that agreement the conferees on the part of the Senate submit the following:

*First.* It is agreed to accept the principal of the MacLean Law, assuming on the part of the State full financial responsibility for the costs of operation of the six months public school term in accordance with the State standards in all counties of the State, and to go as far as it seems reasonably possible at this time in the direction of providing for the support of the six months term from revenue other than a tax on property; and in addition thereto it is agreed to provide a fund of one and one-half million dollars for State aid to the extended term.

*Second.* It is proposed to apply a substantial measure of reduction of the total cost of operation of the schools so as to bring this cost closer to the amount of revenue we find it possible at this time to provide from sources other than property taxes, and also in closer relation to the ability of the people of the State to pay, under present economic conditions, in taxes levied in any form. We reached the conclusion that this total cost of operating expenses for the six months term under State standards should not exceed sixteen and one-half million dollars for the six months term. We believe this sum to be sufficient without impairing the efficiency of the schools.



*Third.* We are submitting a revenue measure to provide for the maintenance of the entire six months term for all schools in the State in accordance with State standards when supplemented by a maximum levy of twenty cents on a valuation not in excess of three billion dollars as hereinafter outlined in paragraph four. In this plan there is included an additional one and one-half million dollars for State and for the extended term.

*Fourth.* The plan set out in paragraph three contemplates the raising of six million dollars from property tax. We propose that the Joint Committee on Education be instructed to incorporate in its School Bill the machinery for raising a sum not in excess of six million dollars by a property tax of not more than twenty cents on a property valuation not in excess of three billion dollars and to allot and apportion to the several counties their proportionate part of said school funds less the amount raised in the several counties from fines, forfeitures, penalties and poll taxes which sums are to be and remain in said counties for the support of the schools, as required by the Constitution.

*Fifth.* We further propose that an amount sufficient to meet all current expenses of the six months term, according to State standards, over the six millions dollars raised by property tax, be appropriated from the General Fund of the State, thereby making it impossible for a larger sum than six million dollars to be collected from property tax for the six months term according to State standards.

*Sixth.* We further propose that out of the savings to be effected by legislation already enacted at this Session, a sufficient sum be set aside as an Emergency Fund to be administered by the State Board of Equalization for the purpose of allowing additional teachers and other emergency expenses, which in the opinion of the State Board of Equalization, are necessary and justified.

*Seventh.* As a revenue bill to sustain this program, we propose adoption of the Conference Report previously agreed upon by conferees on the part of the House and Senate on House Bill 102, with the following exceptions:

That the re-draft in Conference Report on Section 134, license tax on bottlers be stricken out and that the House concur in Senate amendment to Section 134.

That the House concur in Senate amendment striking out Article V.

That the House concur in Senate amendment incorporating a merchants' license tax as Section 164.

That Conferees Report in Section 165 be amended by changing the words "fifty miles" to "seventy-five miles".

That the House concur in Senate amendment to Section 202.

*Eighth.* We propose a re-submission of the Conference Report with the changes indicated; and suggest that the Joint Conferees on the Appropriations Bill be requested to materially reduce the proposed appropriations and perfect every economy possible, in order to prevent or reduce any deficit in the State General Fund for this biennium.

Mr. Ervin offers the following motion, and asks that it be adopted:

That the House accept the proposal of the Senate Conferees transmitted by the House Conferees.

ERVIN.

Upon its adoption, Mr. Hamilton calls for the "ayes" and "noes".

The call is sustained, and the motion of Mr. Ervin fails by the following vote:

Those voting in the affirmative are: Messrs. Black, Brooks, Burgin, Cherry, Connor, Cox of Forsyth, Edwards, Ervin, Garibaldi, Gattis, Gill, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hood, Huffman, Jeffress, Johnson of Pender, Leake, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphew, Moss, McRae, Neal, Newman, Pitts, Puett, Readling, Scarborough, Spence, Turner of Iredell, Uzzell, Ward, Waynick, Woodard, and Young of Durham—43.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Bruton, Cloud, Coffield, Cox of Jackson, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewing, Flanagan, Fulghum, Gatling, Gay, Gwaltney, Hamilton, Helms, Henry, Hipps, Holmes, James, Johnson of Ashe, Johnson of Chat-ham, Johnson of Currituck, Jolly, Jones, Killian, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Reed, Rogers, Ruffin, Smith, Sutton, Tatem, Thomas, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—60.

The following pairs are announced:

Mr. Doshier with Mr. Johnson of Halifax. Were Mr. Johnson present, he would vote "no", Mr. Doshier would vote "aye".

Mr. Graham with Mr. Seawell. Were Mr. Seawell present, he would vote "aye", Mr. Graham would vote "no".

Mr. Turner of Guilford with Mr. Howell. Were Mr. Howell present, he would vote "no", Mr. Turner would vote "aye".

Mr. Butler with Mr. Sigmon. Were Mr. Sigmon present, he would vote "aye", Mr. Butler would vote "no".

Mr. Johnston of Ashe offers the following motion in writing, which is adopted, and a copy is ordered sent to the Senate with information of the action of the House thereon:

1. That the House withdraw all instructions and send its Conferees to their deliberations without instructions, provided that this withdrawal of instructions shall become effective when and if the Senate shall withdraw all instructions to its Conferees, and appoint a Conference Committee upon which both sides of its prevailing schools of thought shall have representation.

2. That the Principal Clerk of the House be instructed to transmit a copy of this motion and the action of the House thereon to the Senate in the form of a message.

On motion of Mr. Parker, the House adjourns until 12 o'clock tomorrow.

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## ONE HUNDRED NINTH DAY

HOUSE OF REPRESENTATIVES,  
Wednesday, May 13, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. C. J. Hollandsworth of the City of Raleigh.



Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1374, A bill to be entitled An act amending Chapter 23 of the Public-Local Laws of the Extra Session of 1924, relating to the Police Laws of Currituck County.

With a favorable report.

By Mr. Seawell, for the Committee on Propositions and Grievances.

S. B. 589, A bill to be entitled An act to regulate lobbying.

With a favorable report.

By Mr. McEachern, for the Committee on Pensions.

S. B. 616, A bill to be entitled An act to place Henry C. Bedford, Confederate Veteran of Pitt County, on the Pension Roll.

And

H. B. 1372, A bill to be entitled An act to place the names of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate Veterans' Pension Roll.

And

S. B. 619, A bill to be entitled An act to place Joseph Moretz of Watauga County on the Confederate Veterans' Pension Roll.

With favorable reports.

And

H. B. 1365, A bill to be entitled An act to place Mrs. Annie Honeycutt and Mrs. Marcus Wells, widow of Confederate Veterans of McDowell County, on the Pension Roll.

With a favorable report, as amended.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Waynick, Neal and Hood: H. R. 1379, A Joint Resolution to express the views of the General Assembly respecting county appropriations to increase the pay of members of the Assembly.

Referred to the Committee on Propositions and Grievances.

By Mr. Howell: H. B. 1380, A bill to be entitled An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Lyon: H. B. 1381, A bill to be entitled An act to place Yancey County under the provision of the State-wide Primary Law.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Newman and Doshier: H. B. 1382, A bill to be entitled An act to amend Chapter Two Twenty-four of the Private Laws of 1921 and amendment thereto, entitled "An act providing for a Commission form of government for the City of Wilmington".

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Cherry and Jeffress: H. B. 1383, A bill to be entitled An act to correct an error in Enrollment of Senate Bill number Two Hundred Thirty-two.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Rogers: H. B. 1384, A bill to be entitled An act to repeal Section 805, Chapter 344, of the Public-Local Laws of 1929, so far as it affects Macon County and Swain County.

Passed first reading.

Rules suspended.

As amended, passes its second and third readings, and is ordered Engrossed.

By Mr. Butler: H. B. 1385, A bill to be entitled An act to place John M. Dixon, Confederate Veteran, on the Pension Roll of Sampson County.

Referred to the Committee on Pensions.

By Mr. Howell: H. B. 1386, A bill to be entitled An act to authorize and ratify certain acts of Boards of Directors of insolvent banks with respect to the performance of the duties of such banks as trustee in deeds of trust.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Seawell: H. B. 1387, A bill to be entitled An act to permit the Commissioners of Lee County to dispose of the property known as the County Home.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### CALENDAR

Bills and resolutions on the Calendar are taken un and disposed of as follows:

S. B. 613, A bill to be entitled An act to require the Sheriff or Tax Collector of Wautaga, Ashe, and Alleghany Counties to accept quarterly payments of taxes.

On motion of Mr. Johnston of Ashe, the bill is taken from Finance Committee and placed on the Calendar, and on motion of Mr. Ervin the bill is laid on the Table.



S. B. 618, A bill to be entitled An act to amend Chapter 146, Private Laws of 1923, relating to the Charter of Murfreesboro.

Passes its second and third readings, and is ordered Enrolled.

Committee Substitute for H. B. 1279, A bill to be entitled An act to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever and wherever such purchase may be effected and to require proper investment of sinking funds.

Substitute adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1309, A bill to be entitled An act to allow the Clerks of the Superior Courts of North Carolina a vacation of one week.

On motion of Mr. Sutton, the bill is laid on the Table.

H. B. 1320, A bill to be entitled An act to make uniform the pleading and practice of all Courts except Courts of Justices of the Peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1330, A bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, relating to markers in streets on the State Highway System.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina, promote the Public Welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at Deep Tidewater, create a Port Commission, prescribe its duties and powers; and for other purposes.

A minority report having been attached; the question now recurs upon the adoption of said report.

The minority report fails of adoption, thereby carrying the bill to the unfavorable Calendar.

S. B. 492, A bill to be entitled An act to provide for a record and check on the license forms, tags and certifications used or issued by State departments and agencies.

Passes its second and third readings, and is ordered Enrolled.

S. B. 200, A bill to be entitled An act to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to permit the clerk to appoint the jurors to allot dower, when requested by either party, lieu of the Sheriff summoning them.

On motion of Mr. MacLean the bill is taken from the Committee on Judiciary No. 1, and placed on the Calendar for its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 567, A bill to be entitled An act to amend Section 1659 of Consolidated Statutes of North Carolina with reference to divorce.

Passes its second and third readings, and is ordered Enrolled.

S. B. 585, A bill to be entitled An act to amend Consolidated Statutes 1444 by enlarging the powers of the presiding Judge at Criminal Term of the Superior Court.

Passes its second and third readings, and is ordered Enrolled.

S. B. 590, A bill to be entitled An act to amend H. B. 1039, known as the Omnibus School Bill.

Passes its second and third readings, and is ordered Enrolled.

On motion of Mr. Holmes H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools, is taken from the Conference Committee and placed on the Calendar.

On motion of Mr. Johnson of Pender S. B. 307, A bill to be entitled An act to reduce freight rates throughout North Carolina; to locate a port terminal at Deep Tidewater, etc, is taken from the unfavorable Calendar and placed on the Calendar.

#### MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,

May 13, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body requesting the return to the Senate of S. B. 307, Southport Port Bill, for further consideration thereas.

Respectfully,

LEROY MARTIN,

*Principal Clerk, Senate.*

It is so ordered, and the bill is returned to the Senate as requested.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 287, An act to amend Section Five Thousand Thirty-three of the Consolidated Statutes of North Carolina as amended by Chapter Two Hundred fifty-one, Public Laws of One Thousand Nine Hundred Twenty-seven, relating to employment of children under sixteen years of age.

H. B. 891, An act requiring the owners of motor vehicles in certain counties to list and pay the delinquent ad valorem tax on motor vehicle prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

S. B. 622, An act to authorize the City of Wilmington to establish and regulate daylight saving time in the City of Wilmington.

H. B. 1370, An act to authorize the Board of Trustees of the Bessemer City Graded School District to collect the unpaid taxes of the District prior to and including the year Nineteen Hundred and Thirty.

H. B. 1369, An act to repeal Chapter Four Hundred and Fifty-six, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine, and to decrease the Board of Education of Gates County from five to three members.

H. B. 1354, An act to ratify and validate the action of the County Commissioners of Nash County in levying certain taxes in Nash County.

On motion of Mr. Parker, the House adjourns, and will meet tomorrow at 12 o'clock noon.



## ONE HUNDRED TENTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, May 14, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. Harvey A. Cox of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Edwards: H. B. 1388, A bill to be entitled An act supplemental to House Bill 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

Referred to the Committee on the Calendar.

By Mr. Henry: H. B. 1389, A bill to be entitled An act to amend House Bill 1118, known as the Omnibus Justice of the Peace Bill, adding three additional Justices of the Peace in Transylvania County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Garibaldi and Johnson of Pender: H. R. 1390, A Joint Resolution to adjourn the meeting place of the 1931 Session of the General Assembly of North Carolina from the State Capitol building, Raleigh, North Carolina, to the Oceanic Hotel, Wrightsville Beach, County of New Hanover, North Carolina.

Passed first reading.

Rules suspended.

As amended, passes its second reading and remains on the Calendar.

By Mr. Ward: H. B. 1391, A bill to be entitled An act to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate Veteran of Randolph County, on the Pension Roll.

Referred to the Committee on Pensions.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1388, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 1368. A bill to be entitled An act to regulate public drunkenness in Haywood County.

With a favorable report.

On motion of Mr. Hipps the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Cherry, for the Committee on Banks and Banking.

H. B. 1296, A bill to be entitled An act to amend Section 43 of Chapter 4, Public Laws, regular Session 1921, being Section 220 (r) Consolidated Statutes, relating to capital stock of banks.

And

S. B. 586, A bill to be entitled An act to require branch banks to include in their financial statements of amount on deposit and amount loaned in each branch.

With unfavorable reports.

#### ENGROSSED BILLS

Mr. Crudup, for the Committee on Engrossed Bills and Resolutions, respectfully reports that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1302, A bill to be entitled An act to amend Section 2329 of the Consolidated Statutes, exempting brakemen from jury duty.

H. B. 1384, A bill to be entitled An act to repeal Section 805, Chapter 344, of the Public-Local Laws of 1929, so far as it affects Macon, Swain, Chat-ham, Camden, McDowell, and Jackson Counties.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 629, A bill to be entitled An act to amend Chapter 219, Private Laws of 1923, amending Chapter 327, Private Laws of 1913, relating to the Charter of the Town of Hamlet.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 1359, A bill to be entitled An act to further the enforcement of the provisions of the Game and Fish Laws and the Game and Fish Laws of Buncombe and Henderson Counties.

For concurrence in the Senate amendment.

On motion of Mr. Howell the House concurs in the Senate amendment and the bill is ordered Enrolled.

S. B. 628, A bill to be entitled An act to require that Solicitor's fees collected in Granville and Perquimans Counties be paid to the General County Fund.

Referred to the Committee on Calendar.

S. B. 631, A bill to be entitled An act to amend H. B. 1118, ratified April 24, 1931, appointing additional Justices of the Peace for Iredell County.

Referred to the Committee on Calendar.

H. B. 1192, A bill to be entitled An act to amend Sub-section Sixteen, Section One, Chapter One Hundred Thirteen, Public Laws of Nineteen Hundred Twenty-seven.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered Enrolled.



SENATE CHAMBER,  
May 13, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate, upon receipt of your message containing a copy of motion made relative to the Conferees on House Bill No. 102, A bill to raise revenue, adopted a motion relative to the same matter and transmits herewith a true copy of the same for your information.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

COPY OF MOTION MADE AND ADOPTED BY THE SENATE

1. That in an attempt to comply with the wishes of the House of Representatives, and in order to secure an amicable settlement of existing differences, it is the sense of this Senate that the Senate Conference Committee be increased from six to nine members, and that the President of this Body appoint three additional new members and also fill the vacancy now existing on said Committee, and that in said appointment the President of this Body use his best efforts to secure representation of the schools of thought concerning the Revenue Bill now prevailing in the Senate.

2. That the Senate hereby withdraws all instructions heretofore given to its Conferees, and requests its Conferees to use their best efforts to secure a favorable report on the Revenue Bill in order that this Legislature may speedily adjourn.

3. That the Principal Clerk of the Senate be instructed to transmit a copy of this resolution and the action of the Senate thereon to the House of Representatives without delay.

SENATE CHAMBER,  
May 14, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the President has appointed as additional conferees on H. B. 102, title, "to raise revenue", Senators Hinsdale, Clark, Pritchett and McKee.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1365, A bill to be entitled An act to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate Veterans of McDowell County, on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1372, A bill to be entitled An act to place the names of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate Veteran's Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1374, A bill to be entitled An act amending Chapter 23 of the Public-Local Laws of the Extra Session of 1924, relating to the Police Laws of Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 616, A bill to be entitled An act to place Henry C. Beddard, Confederate Veteran of Pitt County, on the Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

S. B. 619, A bill to be entitled An act to place Joseph Moretz of Watauga County, on the Confederate Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools.

Mr. Ewing offers an amendment, which is adopted.

Mr. Ervin offers an amendment, which is adopted.

Mr. Ewing calls the previous question. The call is sustained.

The question now recurs upon the passage of the bill as amended on its first reading.

The bill passes its first reading as amended, by the following vote, and remains on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Davis of Hyde, Davis of Warren, Etheridge, Ewing, Fulghum, Gatling, Gay, Halstead, Helms, Henry, Holmes, Howell, James, Johnson of Chatham, Jolly, Jones, Lumpkin, Lyon, Moss, Moye, McDevitt, McEachern, McGougan, Norman, Parker, Reed, Ruffin, Smith, Thomas, White of Chowan, White of Robeson, Whitley, and Woodall—38.

Those voting in the negative are: Messrs. Black, Bruton, Burgin, Cherry, Coffield, Cox of Forsyth, Crouse, Edwards, Ervin, Garibaldi, Groves, Gwaltney, Gwyn, Hanes of Forsyth, Harris, Hipps, Hood, Johnson of Halifax, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphew, McRae, Neal, Pitts, Puett, Readling, Rogers, Spence, Turner of Iredell, Uzzell, Ward, Waynick, Woodard, and Young of Durham—36.

The following pairs are announced:

Mr. Brooks with Mr. Young of Harnett. Were Mr. Young of Harnett present he would vote "aye", Mr. Brooks would vote "no".

Mr. Butler with Mr. Crudup. Were Mr. Crudup present he would vote "no", Mr. Butler would vote "aye".

Mr. Cox of Jackson with Mr. Thompson. Were Mr. Thompson present he would vote "aye", Mr. Cox of Jackson would vote "no".

Mr. Davis of Edgecombe with Mr. Willis. Were Mr. Willis present he would vote "aye", Mr. Davis of Edgecombe would vote "no".

Mr. Day with Mr. Turner of Guilford. Were Mr. Turner of Guilford present he would vote "no", Mr. Day would vote "aye".

Mr. Flanagan with Mr. Connor. Were Mr. Connor present he would vote "no", Mr. Flanagan would vote "aye".

Mr. Graham with Mr. Gill. Were Mr. Gill present he would vote "no", Mr. Graham would vote "aye".



Mr. Newman with Mr. Hamilton. Were Mr. Hamilton present he would vote "aye", Mr. Newman would vote "no".

Mr. Haynes of Surry with Mr. Johnson of Currituck. Were Mr. Johnson of Currituck present he would vote "aye", Mr. Haynes of Surry would vote "no".

Mr. MacLean with Mr. Huffman. Were Mr. Huffman present he would vote "no", Mr. MacLean would vote "aye".

Mr. Tatem with Mr. Leake. Were Mr. Leake present he would vote "aye", Mr. Tatem would vote "no".

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 200, An act to amend Section Four Thousand One Hundred Six of the Consolidated Statutes of North Carolina, so as to permit the clerk to appoint the jurors to allot dower, when requested by either party, in lieu of the sheriff summoning them.

S. B. 585, An act to amend Consolidated Statutes One Thousand Four Hundred Forty-four by enlarging the powers of the presiding Judge at Criminal Terms of the Superior Court.

S. B. 590, An act to amend House Bill number One Thousand and Thirty-nine, known as the Omnibus Bill.

H. B. 1383, An act to correct an error in enrollment of Senate Bill number Two Hundred Thirty-two.

H. B. 1377, An act to provide for the appointment of the trustees of the Troy and Biscoe Special Charter School Districts by the Board of Education of Montgomery County.

S. B. 567, An act to amend Section One Thousand Six Hundred and Fifty-nine of the Consolidated Statutes of North Carolina, with reference to divorces.

S. B. 618, An act to amend Chapter One Hundred Forty-six Private Laws One Thousand Nine Hundred Twenty-three, relating to the Charter of Murfreesboro.

S. B. 492, An act to provide for a record of and check on the license forms, tags and certificates used or issued by State departments and agencies.

On motion of Mr. Pitts the House adjourns, and will meet tomorrow at 12 o'clock noon.

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#### ONE HUNDRED ELEVENTH DAY

HOUSE OF REPRESENTATIVES.

Friday, May 15, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. W. Davidson of the City of Raleigh.

Mr. Young of Durham, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Seawell, for the Committee on Propositions and Grievances.

H. R. 1379, A Joint Resolution to express the views of the General Assembly respecting county appropriations to increase the pay of members of the Assembly.

With an unfavorable report.

By Mr. McEachern, for the Committee on Pensions.

H. B. 1391, A bill to be entitled An act to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate Veteran of Randolph County, on the Pension Roll.

With a favorable report.

And

H. B. 1385, A bill to be entitled An act to place John M. Dixon, Confederate Veteran, on the Pension Roll of Sampson County.

With a favorable report, as amended.

## ENGROSSED BILLS

Mr. Bender, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

H. B. 1365, A bill to be entitled An act to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate Veterans of McDowell County, on the Pension Roll.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Young of Durham: H. B. 1392, A bill to be entitled An act to amend House Bill No. 743, which is entitled "An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District".

Referred to the Committee on the Calendar.

By Mr. McRae: H. B. 1393, A bill to be entitled An act to amend Senate Bill 447 so as to make uniform in said Act the references therein to the administrative head of a division in the Department of Labor.

Referred to the Committee on the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1388, A bill to be entitled An act supplemental to H. B. 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24 the day of April, 1931.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



## ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 619, An act to place Joseph Moretz of Watauga County, on the Confederate Pension Roll.

S. B. 616, An act to place Henry C. Beedard, Confederate Veteran of Pitt County, on the Pension Roll.

H. B. 1359, An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws and the Game and Fish Laws of Buncombe and Henderson Counties.

H. B. 1375, An act to repeal House Bill One Thousand Three Hundred and Eight, entitled "An act to establish Greenville Electric Service District", ratified April twenty-ninth, One Thousand Nine Hundred and Thirty-one.

H. B. 1376, An act to amend House Bill One Thousand One Hundred and Eighteen, ratified April twenty-fourth, One Thousand Nine Hundred and Thirty-one, appointing an additional Justice of the Peace for Perquimans County.

H. B. 1244, An act to authorize, empower and direct the Sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

H. B. 1380, An act regulating the office of Justices of the Peace and the office of Constable of Asheville Township, Buncombe County, North Carolina.

H. B. 1386, An act to authorize and ratify certain acts of boards of directors of insolvent banks with respect to the performance of the duties of such banks as trustees in deeds of trust.

On motion of Mr. Howell the House takes a recess and will meet at 12:30 o'clock.

## AFTERNOON SESSION

## HOUSE OF REPRESENTATIVES,

Friday, May 15, 1931.

Pursuant to recess the House meets and resumes consideration of business, with Mr. Speaker Smith presiding.

## ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1378, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

On motion of Mr. Spence the House takes a recess until 2 o'clock P. M.

## SECOND AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

Friday, May 15, 1931.

Pursuant to recess the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

H. B. 1393, A bill to be entitled An act to amend S. B. 447, so as to make uniform in said Act the references therein to the administrative head of a division in the Department of Labor.

And

S. B. 631, A bill to be entitled An act to amend House Bill 1118, ratified April 24, 1931, appointing additional Justices of the Peace for Iredell County.

And

H. B. 1392, A bill to be entitled An act to amend H. B. No. 743, entitled "An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District."

With favorable reports.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

S. B. 614, A bill to be entitled An act to amend Chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a Bond Salary Fund.

With a favorable report.

By Mr. Neal, for the Committee on Counties, Cities and Towns.

S. B. 629, A bill to be entitled An act to amend Chapter 219, Private Laws of 1923, amending Chapter 327, Private Laws of 1913, relating to the Charter of the Town of Hamlet.

With a favorable report.

By Mr. Moss, for the Committee on Judiciary No. 1.

H. B. 985, A bill to be entitled An act to amend Section Five Thousand and Thirty-four of the Consolidated Statutes of North Carolina as amended by Chapter Seventy-four, Public Laws, Extra Session of One Thousand Nine Hundred and Twenty-four, relating to age certificates of children under sixteen years of age.

And

H. B. 1089, A bill to be entitled An act to amend Section 443, Consolidated Statutes relating to limitations of actions for assaults resulting in injury to the person.

And

H. B. 1357, A bill to be entitled An act to amend Section 1659 of the Consolidated Statutes relating to the grounds for absolute divorce.

With unfavorable reports.

And



H. B. 1373, A bill to be entitled An act to amend Consolidated Statutes, Section 4516, relating to attorneys' fees in pauper cases.

With an unfavorable report as to bill, favorable as to Substitute.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1390, A Joint Resolution to adjourn the meeting place of the 1931 Session of the General Assembly of North Carolina from the State Capitol Building, Raleigh, North Carolina, to the Oceanic Hotel, Wrightsville Beach, County of New Hanover, North Carolina.

On motion of Mr. Cherry, the resolution and amendment is laid on the Table.

H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools.

On motion of Mr. Ewing, the bill is made a Special Order for Monday night, May 18, 1931.

On motion of Mr. Hood, S. B. 511, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of 1925, so as to permit investment of State Sinking Funds in bonds of any county, city, town or school district within the State, is taken from the unfavorable Calendar and recommitted to the Calendar Committee.

On motion of Mr. McEachern, S. B. 326, A bill to be entitled An act to provide for a commission to study old age pensions and to suggest Legislation thereon to the next General Assembly, is taken from the unfavorable Calendar, and recommitted to the Committee on Pensions.

On motion of Mr. Spence, the House adjourns until tomorrow at 10 o'clock A. M.

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### ONE HUNDRED TWELFTH DAY

#### HOUSE OF REPRESENTATIVES,

Saturday, May 16, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. George P. Harrill, of Gatesville, North Carolina.

Mr. Turner of Iredell for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Turner of Iredell: H. B. 1394, A bill to be entitled An act to regulate the filling of vacancies in the offices of Mayor and Alderman in the City of Statesville.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 632, A bill to be entitled An act to amend H. B. 1039, ratified April 15, 1931, relating to length of term of the members of the Board of Education of Randolph County.

Referred to the Committee on Calendar.

S. B. 633, A bill to be entitled An act relating to the office of the Clerk of the Superior Court of Hertford County, and to other relief.

Referred to the Committee on Calendar.

H. B. 1352, Joint Resolution providing for the appointment of a Commission to study the questions of the adoption, purchase, and distribution of high school text books, and to report its findings, conclusion and recommendations prior to the regular 1933 Session of the General Assembly.

Placed on the Calendar for concurrence in the Senate amendment.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 631, A bill to be entitled An act to amend House Bill 1118, ratified April 24, 1931, appointing additional Justices of the Peace for Iredell County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1385, A bill to be entitled An act to place John M. Dixon, Confederate Veteran, on the Pension Roll of Sampson County.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1391, A bill to be entitled An act to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate Veteran of Randolph County, on the Pension Roll.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 629, A bill to be entitled An act to amend Chapter 219, Private Laws of 1923, amending Chapter 327, Private Laws of 1913, relating to the Charter of the Town of Hamlet.

Passes its second and third readings, and is ordered Enrolled.

## ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1192, An act to amend Sub-section Sixteen, Section One, Chapter One Hundred Thirteen, Public Laws of Nineteen Hundred Twenty-seven.

H. B. 1382, An act to amend Chapter Two Twenty-four of the Private Laws of One Thousand Nine Hundred Twenty-one and amendment thereto, entitled "An act providing for a Commission Form of Government for the City of Wilmington."

H. B. 1387, An act to permit the Commissioners of Lee County to dispose of the property known as the County Home.

On motion of Mr. Hipps the House adjourns, and will meet Monday at 3:00 o'clock, P. M.



## ONE HUNDRED THIRTEENTH DAY

HOUSE OF REPRESENTATIVES,

Monday, May 18, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. W. F. Elliott of the City of Millbrook, North Carolina.

Mr. Turner of Iredell, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Johnson, for the Committee on Salaries and Fees.

S. B. 583, A bill to be entitled An act to regulate the salaries of appointive State officers.

With a favorable report.

And

S. R. 621, A Joint Resolution in behalf of George Burroughs, janitor.

With a favorable report, as amended.

## ENGROSSED BILLS

Mr. Thomas, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, And they are sent to the Senate:

H. B. 1385, A bill to be entitled An act to place John M. Dixon, Confederate Veteran, on the Pension Roll of Sampson County.

## ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 629, An act to amend Chapter Two Hundred Nineteen of the Private Laws of One Thousand Nine Hundred Twenty-three amending Chapter Three Hundred Twenty-seven of the Private Laws of One Thousand Nine Hundred Thirteen, relating to the Charter of the Town of Hamlet.

S. B. 631, An act to amend House Bill number One Thousand One Hundred and Eighteen, ratified April twenty-fourth, One Thousand Nine Hundred Thirty-one, appointing additional Justices of the Peace for Iredell County.

H. B. 1368, An act to regulate public drunkenness in Haywood County.

H. B. 1374, An act amending Chapter Twenty-three of the Public-Local Laws of the Extra Session of One Thousand Nine Hundred and Twenty-four, relating to the Police Laws of Currituck County.

H. B. 1389, An act to amend House Bill One Thousand One Hundred and Eighteen, being known as the Omnibus Justice of the Peace Bill, adding three additional Justices of the Peace in Transylvania County.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1392, A bill to be entitled An act to amend House Bill 743, which is entitled "An act to amend Section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional Terms of the Superior Court of Durham County in the Tenth Judicial District."

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 614, A bill to be entitled An act to amend Chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a Bond Salary Fund.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Bender, Binford, Brinson, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Johnston of Ashe, Johnson of Chatham, Johnson of Halifax, Jones, LeGrand, Long of Alamance, Long of Halifax, Lyon, Mebane, Morpew, Moss, Moye, McBee, McDevitt, McEachern, McGougan, McRae, Norman, Parker, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Smith, Spence, Turner of Iredell, Turner of Guilford, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—75.

Those voting in the negative are: None.

## CONFERENCE REPORT

Mr. Spence submits the following report for the Conference Committee on H. B. 102, A bill to be entitled An act to raise revenue.

The conferees on the part of the House and Senate on House Bill No. 102, a bill to be entitled "An act to raise revenue", submit the report hereto attached, as will be noted in this report:

We recommend acceptance of the MacLean Law, assuming on the part of the State responsibility for the cost of operation of the six months public school term in accordance with the State's standards of cost, and recommend changes in the Revenue Act, which, together with a property tax levy of fifteen cents based on actual tax valuations for 1930, is intended to provide for the cost of operation of the State Government for the next biennium, including the cost of operation of the six months schools and an additional appropriation of \$1,500,000 for equalizing cost of extended terms.

Our recommendations provide that the total cost of the six months schools within State standards shall not exceed \$16,500,000. This recommendation will not prevent any counties that wish to do so from supplementing the State standards of cost at their own expense, as is done by many counties at the present time.

We also recommend that the joint conferees on the Appropriations Bill be requested to give consideration to the matter of a further reduction in



appropriations, with a view of perfecting every economy possible in order to prevent or reduce any deficit in the State General Fund for the next biennium.

Respectfully submitted,

FRANK L. DUNLAP,  
HAYDEN CLEMENT,  
J. H. FOLGER,  
R. GRADY RANKIN,  
L. L. GRAVELY,

*Conferees on the part of the Senate.*

U. L. SPENCE,  
R. L. HARRIS,  
CLAUDE W. ALLEN,  
R. G. CHERRY,  
GURNEY P. HOOD,

*Conferees on the part of the House.*

*To the Senate and House of Representatives of North Carolina:*

We, the undersigned conferees, appointed to compose the differences arising upon House Bill No. 102, respectfully submit the following report:

We recommend:

1. That the House concur in Senate amendment to Section 3, which is as follows:

Amend Section three (3) by striking out lines 10 to 19, inclusive, and inserting in lieu thereof the following:

|  |     |
|--|-----|
| First \$25,000, above exemption.....     | 1%  |
| Over \$25,000 and to \$50,000.....       | 2%  |
| Over \$50,000 and to \$100,000.....      | 3%  |
| Over \$100,000 and to \$200,000.....     | 4%  |
| Over \$200,000 and to \$500,000.....     | 5%  |
| Over \$500,000 and to \$1,000,000.....   | 6%  |
| Over \$1,000,000 and to \$1,500,000..... | 7%  |
| Over \$1,500,000 and to \$2,000,000..... | 8%  |
| Over \$2,000,000 and to \$2,500,000..... | 9%  |
| Over \$2,500,000.....                    | 10% |

2. That the House concur in Senate amendment to Section 4, which is as follows:

Amend Section 4 by striking out lines 8 to 19 inclusive, and inserting in lieu thereof the following:

|  |     |
|--|-----|
| First \$5,000.....                       | 3%  |
| Over \$5,000 and to \$10,000.....        | 4%  |
| Over \$10,000 and to \$25,000.....       | 5%  |
| Over \$25,000 and to \$50,000.....       | 6%  |
| Over \$50,000 and to \$100,000.....      | 7%  |
| Over \$100,000 and to \$250,000.....     | 9%  |
| Over \$250,000 and to \$500,000.....     | 11% |
| Over \$500,000 and to \$1,000,000.....   | 13% |
| Over \$1,000,000 and to \$1,500,000..... | 15% |

|  |     |
|--|-----|
| Over \$1,500,000 and to \$2,000,000..... | 17% |
| Over \$2,000,000 and to \$2,500,000..... | 19% |
| Over \$2,500,000 and to \$3,000,000..... | 21% |
| Over \$3,000,000.....                    | 23% |

3. That the House concur in Senate amendment to Section 5, which is as follows:

Amend Section 5 by striking out lines 9 to 20, inclusive, and inserting in lieu thereof the following:

|  |     |
|--|-----|
| First \$10,000 .....                     | 8%  |
| Over \$10,000 and to \$25,000.....       | 9%  |
| Over \$25,000 and to \$50,000.....       | 10% |
| Over \$50,000 and to \$100,000.....      | 11% |
| Over \$100,000 and to \$250,000.....     | 13% |
| Over \$250,000 and to \$500,000.....     | 15% |
| Over \$500,000 and to \$1,000,000.....   | 17% |
| Over \$1,000,000 and to \$1,500,000..... | 19% |
| Over \$1,500,000 and to \$2,000,000..... | 21% |
| Over \$2,000,000 and to \$2,500,000..... | 23% |
| Over \$2,500,000.....                    | 25% |

4. That the House concur in Senate amendment to Section 100, which is as follows:

Amend Section 100, line 29, after the word "County", by inserting the words "and/or city".

5. That the House concur in Senate amendment to Section 104, which is as follows:

Amend Section 104, by striking out the period in line eight (printed bill), and substituting in lieu thereof, a comma, and by adding the following: "provided that every State Right Distributor, not engaged in the production of motion pictures, but solely engaged in buying State Distribution Rights for a maximum number of ten States, shall pay one-half of the license provided in this Section".

6. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, by striking out the figures 25,000, in line 23 and inserting in lieu thereof the figures, \$10,000.

7. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, of Committee Substitute for House Bill 102 by striking out that part of Sub-section "d" of said Section 105 incorporated in the Section by means of House amendment.

8. That the House concur in Senate amendment to Section 107, which is as follows:

Amend Section 107 by adding at the end of line 27, the following: And no additional tax shall be levied by counties, cities and towns under this proviso.

9. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by adding after the period in line 25 the following: The term "automatic sprinkler" as used herein shall not be construed to



include those handling only parts for automatic sprinklers and who have paid a license tax under another Section of this Act.

10. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by striking out Sub-section (b) on page 63 and substituting in lieu thereof the following: "(b) If such distributor whether located within or without the State, fails, neglects or refuses to apply for and procure the State-wide license herein provided for, then and in that event the sub-dealer, sub-distributor, or any agent selling any of the articles enumerated in this Section, or instructing in the use of, or servicing or repairing any of the above mentioned articles, shall pay the license and gross receipts tax provided for in this Section".

11. That the House concur in Senate amendment to Section 121½, which is as follows:

Amend Section 121½ by striking out the words and figures "one hundred (\$100.00) dollars" in line 8 and insert in lieu thereof the words and figures "fifty (\$50.00) dollars".

12. That the House concur in Senate amendment to Section 126, which is as follows:

Amend by striking out Section 126 of House Bill and inserting a new Section as follows:

#### Section 126. Hotels.

Every person, firm, or corporation engaged in the operation of any hotel or boarding house in this State shall apply for and procure from the Commissioner of Revenue a State license for the privilege of transacting such business, and shall pay for such license the following tax:

(A) For hotels or boarding houses operating on the American plan for rooms in which rates per day are:

|   | Per Room |
|---|----------|
| One dollar and less than two dollars.....                       | \$ .50   |
| Two dollars and less than three dollars.....                    | .75      |
| Three dollars and less than four dollars and fifty cents....    | 1.50     |
| Four dollars and fifty cents and less than six dollars.....     | 3.50     |
| Six dollars and less than seven dollars and fifty cents.....    | 4.50     |
| Seven dollars and fifty cents and less than fifteen dollars.... | 5.00     |
| Over fifteen dollars.....                                       | 6.00     |

(B) For hotels or boarding houses operating on the European plan for rooms in which the rates per day are:

|   | Per Room |
|---|----------|
| One dollar and less than two dollars.....                     | \$ 1.00  |
| Two dollars and less than three dollars.....                  | 2.50     |
| Three dollars and less than four dollars and fifty cents..... | 4.00     |
| Four dollars and fifty cents and less than six dollars.....   | 5.00     |
| Six dollars and less than seven dollars and fifty cents.....  | 6.00     |
| Seven dollars and fifty cents and less than ten dollars.....  | 7.00     |
| Over ten dollars.....   | 8.00     |

(C) The office, dining-room, one parlor, kitchen and two other rooms shall not be counted when calculating the number of rooms in the hotel or boarding house.

(D) One-half of the tax levied in this Section shall be levied or collected from resort hotels and boarding houses which are open for only six months or less in the year.

(E) The tax provided for in this Section shall apply whether the charges are made at daily, weekly or monthly rates, but shall not apply to boarding houses charging less than twelve dollars per week.

(F) Counties shall not levy any license tax on the business taxed under this Section, but cities and towns may levy a license tax not in excess of one-half of the amount levied by the State.

13. That the House concur in Senate amendment to Section 142½, which is as follows:

Amend Committee Substitute for House Bill No. 102, Section 142½, by striking out in lines three and thirteen the words "or untied leaf".

14. That the House concur in Senate amendment to Section 142½, which is as follows:

Amend Section 142½ by adding a new Sub-section "d" as follows:

d. Provided this Section shall not apply to a buyer who buys only from the farmer, who hauls his own product to the warehouse, or prize house, for delivery to the buyer.

15. That the House concur in Senate amendment to Section 145, which is as follows:

Amend Section 145, by striking out the word "pistol" in line 16 and insert in lieu thereof the word "metallic."

16. That the House concur in Senate amendment to Section 147, which is as follows:

Amend Section 147, by striking out the figures \$100.00 in line 8 and inserting in lieu thereof the figures \$50.00.

17. That the House concur in Senate amendment to Section 147, which is as follows:

Amend Section 147 by striking out Sub-section (d) in lines 23 and 24 and substituting in lieu thereof the following:

(d) Dealers in radio instruments and/or radio instruments accessories:

In cities or towns of less than 1,000 population.....\$25.00

In cities or towns of 1,000 and less than 10,000 population.... 50.00

In cities or towns of 10,000 and less than 25,000 population.. 75.00

In cities or towns of more than 25,000 population.....100.00

18. That the House concur in Senate amendment to Section 151, which is as follows:

Amend House Bill 102, Section 151, Sub-section "c" by inserting in line 40 between the words "person" and "to" the following: "engaged in business of outdoor advertising".

19. That the House concur in Senate amendment to Section 151, which is as follows:

Amend House Bill 102, Section 151, by adding at the end of Sub-section "c" the following: Provided, that the provisions of this Section shall not apply to legal notices".

20. That the House concur in Senate amendment to Section 153, which is as follows:

Amend Section 153, Sub-section "d", by striking out House amendment:



Also the balance of Section "d" after the word "State" in line 37 (thirty-seven).

21. That the House concur in Senate amendment to Section 153, which is as follows:

Amend Section 153, Sub-section 4, Sub-section e, line 147, by striking out the word "one-half" and inserting in lieu thereof the word "one-fourth".

22. That the House concur in Senate amendment to Section 158, which is as follows:

Amend Section 158 by striking out in line 10 the figure \$50.00 and inserting in lieu thereof the figure "\$75.00", by striking out in line 11 the figure "\$100.00" and inserting in lieu thereof the figure "\$150.00", by striking out in line 12 the figure "\$150.00" and inserting in lieu thereof the figure "\$225.00", by striking out in line 13 the figure "\$200.00" and inserting in lieu thereof the figure "\$300.00", by striking out in line 14 the figure "\$300.00" and inserting in lieu thereof the figure "\$450.00", and by striking out in line 15 the figure "\$400.00", and inserting in lieu thereof the figure "\$600.00".

23. That the House concur in Senate amendment to Section 161, which is as follows:

Amend Section 161 by relettering Sub-section by, Sub-section c, and substituting for Sub-section b the following: "(b) For the purpose of this Section the words ice cream shall apply to ice cream, frozen custards, sherberts, water ices and/or similar frozen products".

24. That the House concur in Senate amendment to Section 161, which is as follows:

Amend Section 161 by adding after Sub-section c another Section to be lettered Sub-section d, to be as follows: "(d) Counties shall not levy a license tax on the business taxed under this Section, but cities and towns may levy a license tax not in excess of one-fourth of the above."

25. That the Senate recede from Senate amendment to Section 203, which is as follows:

Amend Section 203 of said bill by striking out the words "five per cent" in line 37 of said Section and inserting in lieu thereof the words "four and one-half per cent".

26. That the House concur in Senate amendment to Section 205, which is as follows:

Amend Section 205 of said bill by striking out the figure "\$15.00" in line 29 of said Section and inserting in lieu thereof the figure "\$18.00" and by striking out the figure "\$18.00", in line 31 of said Section and inserting in lieu thereof the figure "\$21.00", and by striking out the figure "\$21.00" in line 33 of said Section and inserting in lieu thereof the figure "25.00".

27. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Sub-section 3, line 23, by striking out the words "one and one-fourth" and inserting in lieu thereof the word "three-fourth".

28. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, parenthesis (4), by adding before the last paragraph: "Any person not licensed as an insurance agent on April 1, 1931, and applying for license thereafter shall pay an examination fee of ten dollars (\$10.00) to be paid to the Insurance Commissioner as other license fees and taxes".

29. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, parenthesis four (4) so as to make the "fee for non-resident fire insurance adjuster" read five dollars (\$5.00) instead of two dollars (\$2.00), to correct typographical error.

30. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Sub-section 5, by striking out the words "reduced by all return deposits distributed among the subscribers or credited to their account".

31. That the House concur in Senate amendment to Section 209, which is as follows:

Amend Section 209, page 165, lines 72 and 73, by striking out all of said line 72 after the word "thereafter" and by striking out all of line 73.

32. That the Senate recede from Senate amendment to Section 210, which is as follows:

Amend H. B. 102, Section 210, page 167, by striking out in line 5 after the word "of" and before the word "make" the word "July" and substitute in lieu thereof the word "May".

33. That the House concur in Senate amendment to Section 210, which is as follows:

Amend Section 210 of said bill by changing the period after the word "made" in line 45 to a semi-colon and inserting thereafter and before the word "after" in said line the following words: "Provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this Section and determining the extent of the use of its franchise in this State".

34. That the Senate recede from Senate amendment to Section 210, which is as follows:

Amend said bill by striking out the words and figures "one dollar and twenty-five cents (\$1.25)" in line 51 and 52 of Section 210 and inserting in lieu thereof the words and figures "one dollar (\$1.00)".

35. That the Senate recede from Senate amendment to Section 211, which is as follows:

Amend H. B. 102, Section 211, page 169, by striking out in line 6 the word "July" and substitute in lieu thereof the word "May".

36. That the House concur in Senate amendment to Section 211, which is as follows:

Amend Section 211 of said bill by changing the period after the word "Corporation" in line 83 of said Section to a semi-colon and inserting thereafter and before the word "after" in said line the following: Provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this Section and determining the extent of the use of its franchise in this State".



37. That the Senate recede from Senate amendment to Section 211, which is as follows:

Amend said bill by striking out the words and figures "one dollar and twenty-five cents (\$1.25)" in line 107 of Section 211 and inserting in lieu thereof the words and figures "one dollar (\$1.00)".

38. That the Senate recede from Senate amendment inserting a new Section designated as 211½, which is as follows:

Amend by adding a new Section designated as Section 211½.

"Section 211½. Franchise surtax on domestic and foreign corporations based on net income.

(1) Every domestic and foreign corporation subject to the franchise tax imposed by Sections 210 and 211 of this Act shall, in addition to the normal franchise taxes respectively provided for in said Section, be subject to and pay annually, at the time of the payment of the normal franchise taxes provided for in said Sections 210 and 211, a franchise surtax equal to one-fourth of one per cent on its entire net income as defined and allocated in the manner set out in this Section for its fiscal or the calendar year next preceding, which entire net income is presumably the same as the entire net income which such corporation is required to report to the United States, plus any income received as dividends on stocks or any interest received on bonds of any character, and without deduction for taxes paid on either profits or net income to the Government of the United States or the State of North Carolina, or for any specific deduction allowed by any other authority, which entire net income, for the purpose of equitable taxation under this Section of the Revenue Act, shall include income from any source, provided only that the assets from which the income arose shall be included in any segregation for the purpose of computing the tax.

(2) The term "entire net income" as used in this Section means the total income, including all dividends received on stocks and of interest received from Federal, State, municipal or other bonds, except as otherwise provided by this Section, and without deduction for taxes paid to the Government of the United States on either profits or net income, or of income taxes to the State of North Carolina, and without deduction of any specific amount allowed by any taxing authority, but including income from any source where the assets from which the income arose, shall be included in any segregation for the purpose of computing the tax; but losses sustained by the corporation in other fiscal or calendar years, whether deducted by the United States or not, shall not be included.

(3) The proportion of entire net income of any foreign corporation used as the basis for the assessment of the franchise surtax imposed by this section shall be determined by the Commissioner of Revenue upon the factors and ratio or ratios established and set up by Section 311 of the Revenue Act as the basis for the apportionment of net income under said Section 311, except as such factors and ratio or ratios may be modified, changed or affected by the provisions of this Section 211½.

(4) For the purpose of determining the amount of the franchise surtax hereby imposed, each such domestic and foreign corporation, subject to the franchise tax imposed by Sections 210 and 211 hereof, shall include in its report to the Commissioner of Revenue, as required by said Sections 210 and 211, full information with respect to the entire net income of such domestic or foreign corporation as in this Section hereinbefore defined, and

any and all other information on such forms as may be prescribed by the Commissioner of Revenue and which may be required by him for the purpose of assisting the Commissioner of Revenue in determining, assessing, and collection of the franchise surtax imposed by this Section".

39. That the House concur in Senate amendment to Section 213½, which is as follows:

Amend by striking out Section 213½ of said bill.

40. That the House concur in Senate amendment to Section 310, which is as follows:

Amend Section 310 of said bill by striking out all of lines 9 to 20, inclusive, of said Section and inserting in lieu thereof the following:

"On the excess over the amount legally exempted, up to two thousand dollars, two per cent."

"On the excess above two thousand dollars, and up to four thousand dollars, three per cent."

"On the excess above four thousand dollars and up to six thousand dollars, four per cent."

"On the excess above six thousand dollars, and up to eight thousand dollars, five per cent."

"On the excess above eight thousand dollars and up to ten thousand dollars, five and one-half per cent,"

"On the excess over ten thousand dollars, six per cent."

41. That the House concur in Senate amendment to Section 311½, which is as follows:

Amend Section 311½ of said bill by striking out the words "five per cent" in line 7½ of said Section and inserting in lieu thereof the words "six per cent".

41½. That the House concur in Senate amendment by striking out Article V, which is as follows:

Amend by striking out Article V.

42. That the Senate recede from its amendment to Section 107, which is as follows:

"Amend Section 107, by adding at the end of Sub-section "C" the following: "Provided that carnival companies contracting with a regular organized agricultural fair association and exhibiting within the grounds of such fair during the regular annual fair may exhibit for any part or all of the week upon the payment of a tax of \$100.00".

43. That the Senate recede from its amendment to Section 119, which is as follows:

"Amend Section 119, page 62, by striking out of line 25, the words "not apply to sales to dealers for resale" and by substituting in lieu thereof the words "be collected only one on the same articles".

44. That the Senate recede from its amendment to Section 121, which is as follows:

"Amend Section 121, Sub-section (g), by striking out the words "widows with dependent children" which was inserted in line 73 after the word "continuously".

45. That the Senate recede from its amendment to Section 138, which is as follows:

"Amend Section 138, by striking out Sub-section (b) and inserting in lieu thereof the following: "(b) Counties, cities and towns shall not levy a license tax on the business taxed under this Section".



46. That the Senate recede from its amendment to Section 142, which is as follows:

Amend Section 142 by striking out lines 11 to 18, inclusive, and inserting in lieu thereof the following:

|  |          |
|--|----------|
| Less than 1,000,000 pounds.....                      | \$ 25.00 |
| 1,000,000 pounds and less than 2,000,000 pounds..... | 50.00    |
| 2,000,000 pounds and less than 3,000,000 pounds..... | 150.00   |
| 3,000,000 pounds and less than 4,000,000 pounds..... | 200.00   |
| 4,000,000 pounds and less than 5,000,000 pounds..... | 300.00   |

For all in excess of 5,000,000 pounds \$500.00 and five cents per thousand pounds.

47. That the Senate recede from its amendment to Section 161, which is as follows:

"Amend Section 161, Sub-section (a), line 8, by striking out the word "one-half", and inserting in lieu thereof the word "one-fourth".

48. That the Senate recede from Senate amendment, inserting a new section designated "Section 164" and that a new section be adopted by the Senate and House in lieu thereof and inserting in House Bill 102 as Section 164, reading as follows:

"Section 164. That in addition to the tax imposed by Section 162 or by any other section of this act, or by any other Statute, there is hereby imposed a license tax at the rates and upon the terms as hereinafter in this section set out upon wholesale and retail merchants for the privilege of opening, establishing, operating, and/or maintaining any store, stores, merchantile establishment, place or places of business for the purpose of selling goods, wares or merchandise at wholesale or retail in this State.

#### (a) DEFINITIONS.

As used in this Section.

1. The word "merchant" shall mean and include any individual, firm, or corporation, domestic or foreign, selling goods, wares or merchandise at wholesale or retail, except those actually engaged in gardening and farming and selling garden and farm products raised by them in this State.

2. The words "wholesale merchants" shall mean and include every merchant who engages in the business of buying any articles of commerce and selling the same to other merchants for resale.

3. The words "retail merchants" shall mean and include every merchant who engages in the business of buying articles of commerce and selling the same at retail.

4. The words "gross sales" shall mean and include all the sales of all the goods, wares, and merchandise made by any wholesale or retail merchant at any one store, merchantile establishment or place of business conducted and controlled by such merchant; provided, however, that the word "gross sales" as used in this act shall not mean or include sales of guano or fertilizer made either at wholesale or retail.

(b) It is not the purpose of this section to impose a tax upon the business of producing, manufacturing, mixing, blending, or processing any articles of commerce, or upon the sale of such articles of commerce by anyone who engages in the business of producing, manufacturing, mixing, blending, or processing, but shall apply to anyone engaged in either of these

businesses if, and to the extent that, articles of commerce are bought and sold in connection with such business in substantially the same form in which they are bought.

(c) Gross sales shall be reckoned at the price at which such sales were made, whether for cash or on time, and if on time, the price charged on the books for such sales, without any allowance for cash discount, and shall be reported as sales with reference to the time of delivery to the purchaser. Accounts found to be worthless and actually charged off for income tax purposes may at corresponding periods be deducted from gross sales, insofar as they represent taxable sales made after June 1, 1931, and to be added to gross sales if afterwards collected.

(d) When in the sale of a new article, a second-hand or used article is taken in part payment, the sale of the new article shall be reported at the full gross sales price. The resale of the second-hand or used articles, taken in part payment of the new articles or the resale of articles repossessed by the vendor, may be excluded from gross sales taxable under this act if separate record is kept of all such transactions in such manner as may be prescribed or approved by the Commissioner of Revenue.

(e) **TAX IMPOSED.**

The privilege or license tax imposed by this Section shall be at the following rates for each six months or half yearly period:

When the total gross wholesale sales of such merchant for the preceding six months or half yearly period at each place where such business has been carried on has been:

|  |          |
|--|----------|
| Not more than \$50,000.....                            | \$ 12.50 |
| More than \$50,000 and not more than \$125,000.....    | 25.00    |
| More than \$125,000 and not more than \$250,000.....   | 50.00    |
| More than 250,000 and not more than \$375,000.....     | 150.00   |
| More than \$375,000 and not more than \$500,000.....   | 200.00   |
| More than \$500,000 and not more than \$625,000.....   | 250.00   |
| More than \$625,000 and not more than \$750,000.....   | 300.00   |
| More than \$750,000 and not more than \$875,000.....   | 350.00   |
| More than \$875,000 and not more than \$1,000,000..... | 400.00   |

When the total gross retail sales of such merchant for the preceding six months or half yearly period at each place where such business has been carried on has been:

|  |         |
|--|---------|
| Not more than \$5,000.....   | \$ 5.00 |
| More than \$5,000 and not more than \$12,500.....  | 12.50   |
| More than \$12,500 and not more than \$25,000.....   | 25.00   |
| More than \$25,000 and not more than \$50,000.....   | 50.00   |
| More than \$50,000 and not more than \$125,000.....  | 125.00  |
| More than \$125,000 and not more than \$250,000.....   | 250.00  |
| More than \$250,000 and not more than \$375,000.....   | 375.00  |
| More than \$375,000 and not more than \$500,000.....   | 500.00  |
| More than \$500,000 an additional tax of \$250,000 for each \$250,000 or major fraction thereof, of such gross retail sales. |         |

(f) Every merchant as defined in this section shall, within the first ten days of the months of December 1931, and within the first ten days of the months of June and December thereafter, make report to the Com-



missioner of Revenue of such merchant's gross sales for the preceding six calendar months. Such reports shall be made upon forms prescribed and furnished by the Commissioner of Revenue. If the business is owned by an individual, such report shall be signed by the owner or manager; if owned by a partnership, by one of the partners or manager; if owned by a corporation, by a responsible officer of the corporation; and such report shall be sworn to. Beginning with June 1, 1931, it shall be the duty of every merchant to keep a record of sales conforming to the form of report by this Section required to be made, and that will provide for a sufficient and accurate record of sales for every merchant, and such record shall not be destroyed for a period of three years or until checked and approved by a representative of the Department of Revenue. The Commissioner of Revenue may cancel the license of any merchant for failure to comply with the provisions of this Section and may invoke any other penalties imposed in this act for violation of its provisions. It shall also be the duty of every merchant to keep a complete file of all invoices for a period of three years or until checked by a representative of the Department of Revenue.

(g) The taxes imposed by this Section shall be first payable on or before December 10, 1931, and on or before the 10th day of June and December of each year thereafter. Upon the payment of such privilege or license taxes at each half-yearly period as provided for in this Section the Commissioner of Revenue shall issue to the taxpayer a license in form to be prescribed by him, covering and authorizing the conduct of such business by such merchant for the next successive six months.

(h) The license taxes imposed by this section shall be and are of the same nature as those imposed by this article of the Revenue Act. It shall be unlawful for any merchant, subject to the provisions of this section, to engage in the business of selling goods, wares and merchandise in this State without procuring the license and paying the taxes at the time or times and in the amount or amounts as imposed in this section. The validity of the license issued by the Commissioner of Revenue under this section shall at all times be contingent upon compliance with all the provisions of this section as to accurate reports of gross sales and payment at each half-yearly period of the tax levied in this section on the merchants subject thereto.

(i) Every merchant who fails to make the report required by this section within the time specified, or who fails to make remittance of the amount of the tax due and payable, or who shall make a false report, shall be liable for a penalty equal to the necessary expense of travel and per diem of a representative of the State Department of Revenue who shall be assigned to investigate such violation and to secure a correct report of sales and settlement of tax, and, in addition, every person, firm, or corporation violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction, shall be fined or imprisoned in the discretion of the court.

(j) It shall be the duty of the Commissioner of Revenue to administer this Section and to have made a check of the books and records of every taxpayer under this act in such manner and at such periods as in his judgment may be necessary to secure a full and complete observance of the provisions of this Section, and to this and the properly accredited Representatives of the Commissioner of Revenue shall have the right to

examine any of the books and records of every such taxpayer, if within a period of three years after the payment of the tax under this Section it is found that any taxpayer has paid a tax in excess of the correct amount levied in this Section, a refund of such overpayment shall be made by the Commissioner of Revenue; and, if it is found that an underpayment of the tax levied in this Section has been made, the additional tax shall be collected, with interest at the rate of six per cent. The collection of underpayment of taxes shall be limited to a period of three years from the time such tax is due, but this limitation shall not apply to the assessment of additional taxes upon fraudulent returns. If such an additional assessment is contested, the taxpayer shall have thirty days in which to be heard and file exceptions to such additional assessment, whereupon the Commissioner of Revenue shall pass on any objections or exceptions made and determine the amount of tax, interest, and penalties, if any and such amount shall be due within ten days after notice thereof.

(k) No county, city or town shall levy any privilege or license tax under the provisions of this Section, but this prohibition shall not limit or effect the right of any county, city or town to levy privilege or license tax as permitted under any other Section of the Revenue Act or other statute.

49. That the House concur in Senate amendment to Section 207, which is as follows:

Amend Section 207 of said bill by striking out the words and figures "Four and one-half per cent ( $4\frac{1}{2}\%$ )" in lines 14 and 15 of said Section and inserting in lieu thereof the words and figures "five per cent (5%)".

50. That the Senate recede from its amendment to Section 207, which is as follows:

Amend Section 207, Sub-section (a), by striking out the words and figures "5 per cent" wherever they may appear and insert in lieu thereof the words and figures "four and one-half ( $4\frac{1}{2}\%$ ) per cent".

51. That the Senate recede from its amendment to Section 211, which is as follows:

"Amend House Bill 102, Section 211, by striking out the balance of the sentence in line 81, page 172, after the word "corporation" and inserting in place of the comma a period".

52. That the Senate recede from its amendment to Section 502, which is as follows:

"Amend Section 502, sub-section (e) by inserting in line 34 after the words "United States" and before the word "or" the words "or any members of the General Assembly of North Carolina inquiring in the exercise of his official duties during the sitting of the General Assembly".

53. That the House concur in Senate amendment to Section 134, which is as follows:

"Amend Committee Substitute for House Bill 102, Section 134, as follows: Substitute for Sub-section (b) the following:

"(b) Every person, firm, corporation, or association distributing, selling at wholesale, or jobbing bottled beverages as enumerated in Sub-section (a) of this Section shall pay an annual license tax for the privilege of doing business in this State, as follows:



|   |          |
|---|----------|
| In cities or towns of 30,000 inhabitants or more.....                           | \$350.00 |
| In cities or towns of 20,000 inhabitants and less than 30,000 inhabitants ..... | 300.00   |
| In cities or towns of 10,000 inhabitants and less than 20,000 inhabitants ..... | 250.00   |
| In cities or towns of 5,000 inhabitants and less than 10,000 inhabitants .....  | 200.00   |
| In cities or towns of 2,500 inhabitants and less than 5,000 inhabitants .....   | 150.00   |
| In rural districts or towns of less than 2,500 inhabitants..                    | 100.00   |

PROVIDED, that where the tax levied under Sub-section (a) of this Section has been paid on any of the articles, machines, or equipment units enumerated therein, the tax levied under this Sub-section shall not apply".

54. The Senate recedes from its amendment to Section 165 and both the Conferees of the Senate and the Conferees of the House recommend concurrence in Section 165 of Substitute House Bill 102 as it passed the House with the following amendment thereto:

#### AMEND HOUSE BILL 102 AS FOLLOWS:

By striking out the Senate Committee Amendment to Section 165 on page 130.

Amend House Bill 102, page 132, lines 42 and 43, by striking out the words and figures "two dollars. (\$2.00)" and insert in lieu thereof the words and figures "one dollar and ninety cents (\$1.90)".

Amend House Bill 102, Section 165, page 132 by adding after line 51 and before line 52 a new Sub-section to be known as Sub-section 4, as follows:

(4) *Short Haul Trucks*: Every person, firm, or corporation, their lessees, trustees, or receivers, engaged in the business of keeping property-carrying automobiles or other property-carrying motor vehicles, trucks, tractors, trailers, or semi-trailers, for rent, lease and/or hire, or operating motor vehicles, trucks and/or tractors on call, pre-arrangement, contract, lease or other agreement or otherwise, for the transportation of property for compensation within a seventy-five mile radius of residence, shall apply for and obtain from the Commissioner of Revenue a "for hire" license tag for the privilege of engaging in such business, shall pay for such license the following annual tax:

For each such motor-propelled vehicle, truck, truck tractor, trailer, or semi-trailer, at the following rate per hundred pounds weight as herein-after determined:

|                               |                    |
|-------------------------------|--------------------|
| Under 2 tons.....             | \$1.00 per hundred |
| 2 tons, under three tons..... | 1.25 per hundred   |
| 3 tons and over.....          | 2.00 per hundred   |

Amend House Bill 102, page 132, line 52, by striking ou the figure four (4) and inserting in lieu thereof the figure five (5), and inserting after said figure "(4)" and before the word "trucks" the words "long haul" and in line 57 strike out the word "hire" and insert in lieu thereof the word "either".

Amend House Bill 102, page 133 at the end of line 83, by adding a new paragraph as follows:

"The Commissioner of Motor Vehicles may allow any owner of a motor truck, truck-tractor, trailer, or semi-trailer to overload his vehicle by

paying an additional fee, as set forth in the above schedules, for said overload".

Amend House Bill 102, Section 165, page 135, by adding a new paragraph after line 140, as follows:

"The Section shall not apply to motor vehicles used occasionally in transporting farm and dairy products from the place of production to the first market".

Amend Section 165, by adding after line 17 the following:

"This act shall not apply to motor vehicles operated by the owner thereof who may only transport his neighbor fellow-workmen between their homes and place of regular daily employment".

55. The Senate recedes from its amendment to Section 202 reading as follows:

"Amend Section 202 by striking out the words "eighty-five one-hundredths of one per cent" in lines 26 and 27 and inserting in lieu thereof the words "seventy one-hundredths of one per cent".

In lieu of Section 202 as passed by the House, both Senate and House conferees recommend that Section 202 as passed by the House be amended by striking out the words "eighty-five one-hundredths of one per cent" in lines 26 and 27 and inserting in lieu thereof the words "seventy-five one hundredths of one per cent".

56. That House Bill 102, Section 311, be amended by both House and Senate by striking out the word "five" in line 3 of said Section and inserting in lieu thereof the words "five and one-half"; and that said Section be further amended by striking out in line 7 of said Section the word "five" and inserting in lieu thereof the words "five and one-half".

57. That House Bill 102 be further amended by both Senate and House by striking out Section 492 of said House Bill and inserting in lieu thereof the following:

#### Section 492. STATE TAXES.

Amend by striking out Section and substituting in lieu thereof the following:

"The taxes levied in this act are for the expenses of the State Government, the appropriations to its educational, charitable, and penal institutions, pensions for Confederate soldiers and widows, the interest on the debt of the State, for public schools, and other specific appropriations made by law, and shall be collected and paid into the general fund of the State Treasurer.

It is the intent and purpose of this act to provide the revenue for the purposes stated in this Section, and, together with the tax on property hereinafter provided, to pay the expenses of operation of all the public schools of the State for the Constitutional term of six months, and within the standards of cost to be provided in the public school law. To this end the Joint Committee on Public Education is instructed to report a bill for enactment by this General Assembly that will provide standards for the operation of all the public schools of the State for the six months term at a total cost not in excess of sixteen and a half million dollars per year for the ensuing biennium. The Boards of Commissioners of the several counties of the State shall levy, in each of the years of the next biennium, a tax upon all the taxable properties in each of such counties that will be equal to a levy of fifteen cents (15) on each one hundred dollars (\$100) of value on the total value of real and personal property



listed and assessed in each such county in the year 1930, as shown in the official reports of such counties to the State. If in any county any lands have been taken over by the Federal Government since the tax listing period in 1930, the tax value of such lands shall be deducted from the total value of real and personal property for such county.

The taxes so levied shall be collected in the same manner as other county taxes and accounted for in the same manner as other taxes under the Daily Deposit Act. The County treasurer or other officer receiving such taxes in each county shall remit to the Treasurer of the State on the first and fifteenth day of each month all taxes collected up to the time of such remittance under the levy herein provided for, and such remittance to the State Treasurer shall also include the proportion of all poll taxes collected required by the Constitution of the State to be used for educational purposes.

The tax levy herein provided for shall be subject to the same discounts and penalties as provided by law for other county taxes and there shall be allowed the same percentage for collecting such taxes for other county taxes. The obligation to the State under the levy herein provided for shall run against all taxes that become delinquent; and with respect to any property that may be sold for taxes, any public officer receiving such delinquent taxes when and if such property may be redeemed or such tax obligations in any manner satisfied, shall remit such proportionate part of such tax levy to the State Treasurer within fifteen days after receipt of same. At the end of each fiscal year the county accountant shall furnish the State Treasurer a statement of the total amount of taxes levied in accordance with the provisions of this Section that are uncollected at the end of the fiscal year.

The Joint Committee on appropriations is instructed to include in its general appropriation bill an appropriation of \$16,500,000 for each year of the next biennium for the cost of operation of schools of the State for the six months constitutional term, such appropriation to be reduced in actual expenditures by the amount of fines, forfeitures and penalties, as shown by the school budgets for the several counties as approved by the State Department of Education. The Joint Committee on Appropriations is also instructed to include in the general Appropriation Bill an appropriation of \$1,500,000 for each year of the next biennium to be apportioned to the several counties as State aid for the cost of operation of the extended term of its several schools beyond the six months constitutional term".

Respectfully submitted,

FRANK L. DUNLAP,  
HAYDEN CLEMENT,  
JOHN H. FOLGER,  
L. L. GRAVELY,  
R. GRADY RANKIN,

*Conferees on the part of the Senate.*

U. L. SPENCE,  
R. L. HARRIS,  
R. G. CHERRY,  
CLAUDE W. ALLEN,  
GURNEY P. HOOD,

*Conferees on the part of the House.*

On motion of Mr. Parker, further discussion of the report is deferred until tonight, and the House takes a recess until 8:30 tonight.

### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Monday night, May 18, 1931.

Pursuant to recess the House meets and resumes consideration of business, with Mr. Speaker Smith presiding.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis of Warren: H. B. 1395, A bill to be entitled An act reducing the salaries of all State officials and employees, including all State supported institutions.

Referred to the Committee on the Calendar.

By Messrs. Ervin and Woodard: H. B. 1396, A bill to be entitled An act to amend Section 6282 of the Consolidated Statutes relative to the publication of abstracts of annual statements of insurance companies.

Referred to the Committee on the Calendar.

The Chair lays before the House for its further consideration, Substitute for H. B. 102, with the second Conference Report, A bill to be entitled An act to raise revenue; the same having gone over at the afternoon Session.

The first question is the adoption of the Conference Report.

Mr. Spence moves that the Conference Report be adopted.

Upon this Mr. Spence calls for the "ayes" and "noes".

The call is sustained, and the Conference Report fails of adoption by the following vote:

Those voting in the affirmative are: Messrs. Black, Brooks, Bruton, Burgin, Cherry, Connor, Cox of Forsyth, Crouse, Edwards, Ervin, Garibaldi, Gattis, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hood, Howell, Huffman, Jeffress, Johnson of Halifax, Johnson of Pender, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphey, Moss, McRae, Neal, Newman, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Woodard, and Young of Durham—50.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Butler, Cloud, Cox of Jackson, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Hamilton, Helms, Henry, Hips, Holmes, James, Johnston of Ashe, Johnson of Chatham, Johnson of Currituck, Jolly, Jones, Leake, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McDevitt, McEachern, McGougan, Norman, Parker, Pitts, Ruffin, Smith, Tatem, Thompson, Upchurch, Sutton, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—57.

The following pairs are announced:

Mr. Allen with Mr. Cranor. Were Mr. Cranor present he would vote "no", Mr. Allen would vote "aye".



Mr. Crudup with Mr. Coffield. Were Mr. Coffield present he would vote "no", Mr. Crudup would vote "aye".

Mr. Doshier with Mr. Pinnix. Were Mr. Pinnix present he would vote "no", Mr. Doshier would vote "aye".

Mr. Groves with Mr. Killian. Were Mr. Killian present he would vote "no", Mr. Groves would vote "aye".

On motion of Mr. Brooks the House adjourns, and will meet tomorrow at 12 o'clock noon.

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## ONE HUNDRED FOURTEENTH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, May 19, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. J. R. Farris, of the City of Raleigh.

Mr. Gatling for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Spence, for the Committee on Finance:

S. B. 420, A bill to be entitled An act providing for certain special taxes in counties.

And

S. B. 551, A bill to be entitled An act for the relief of the taxpayers of Lenoir County.

And

H. B. 1249, A bill to be entitled An act to postpone and defer the sale of land for delinquent taxes in 1931.

And

H. B. 1257, A bill to be entitled An act to designate the first Monday in September 1931 as the day lands in Cumberland County shall be sold for 1930 delinquent taxes, instead of the first Monday in June of said year.

And

H. B. 385, A bill to be entitled An act to exempt disabled Veterans of the Civil War, Spanish-American War, and World War, from certain occupation taxes.

And

H. B. 398, A bill to be entitled An act to establish equality of taxation between domestic and foreign corporations by providing for the assessment and ad valorem taxation of the intangible value or corporate excess of foreign corporations.

And

H. B. 496, A bill to be entitled An act to amend the Municipal Finance Act of North Carolina, and more particularly Section 2943 of the North Carolina Code of 1927.

With unfavorable reports.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Doshier and Newman: H. B. 1397, A bill to be entitled An act amending House Bill number 1169, ratified April 10th, 1931, entitled "An act to permit the City of Wilmington to abandon its municipal lockup or guardhouse and to use the county jail for the confinement of municipal prisoners.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Holmes: H. R. 1398, Joint Resolution directing the Conferees on the Appropriation Bill to cut the operating expenses of the State Government at least 20 per cent.

On motion of Mr. Holmes the rules are suspended, and the resolution is placed on the Calendar for its immediate passage.

Messrs. Johnson and Long of Halifax, offer a Substitute for the Resolution offered by Mr. Holmes.

Mr. Long of Halifax calls for the previous question on the Substitute.

The call is sustained.

The Substitute Resolution is adopted.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

The original Resolution is laid on the Table.

Mr. Pitts moves to reconsider the vote by which the Conference Report on H. B. 102, to raise revenue, failed of adoption at yesterday's Session.

Mr. Sutton moves that the motion of Mr. Pitts do lie on the Table.

Upon this, Mr. Pitts calls for the "ayes" and "noes".

The call is sustained, and the motion of Mr. Sutton is lost by the following vote:

Those voting in the affirmative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Butler, Cloud, Cox of Jackson, Cranor, Davis of Edgcombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Hamilton, Helms, Henry, Hipps, Holmes, James, Johnson of Currituck, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McEachern, McGougan, Norman, Parker, Ruffin, Smith, Sutton, Thompson, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—50.

Those voting in the negative are: Messrs. Allen, Black, Brooks, Bruton, Burgin, Cherry, Connor, Cox of Forsyth, Crouse, Crudup, Doshier, Edwards, Ervin, Ewbank, Garibaldi, Gattis, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hood, Howell, Huffman, Jeffress, Johnston of Ashe, Johnson of Pender, Leake, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphew, Moss, McRae, Neal, Newman, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Woodward, and Young of Durham—57.

The following pair is announced:

Mr. Groves with Mr. Killian. Were Mr. Killian present, he would vote "aye", Mr. Groves would vote "no".



Mr. Pitts now moves the previous question, on his motion to reconsider the vote by which the Conference Report was defeated, and upon this calls for the "ayes" and "noes".

The call is sustained, and the motion of Mr. Pitts is adopted by the following vote:

Those voting in the affirmative are: Messrs. Black, Allen, Brooks, Bruton, Burgin, Cherry, Connor, Cox of Forsyth, Cranor, Crouse, Doshier, Edwards, Ervin, Ewbank, Garibaldi, Gattis, Gill, Greer, Groves, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Hood, Howell, Huffman, Jeffress, Johnson of Pender, Johnston of Ashe, Leake, LeGrand, Long of Alamance, Long of Halifax, Marshall, Morphew, Moss, McRae, Neal, Newman, Pitts, Puett, Readling, Reed, Rogers, Seawell, Scarborough, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Uzzell, Ward, Waynick, Woodard, and Young of Durham—57.

Those voting in the negative are: Messrs. Bender, Binford, Braddy, Brinson, Brown, Butler, Cloud, Cox of Jackson, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Etheridge, Ewing, Flanagan, Fulghum, Gatling, Gay, Graham, Gwaltney, Hamilton, Helms, Henry, Hipps, Holmes, James, Johnson of Currituck, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McEachern, McGougan, Norman, Parker, Ruffin, Smith, Sutton, Thompson, Upchurch, Willis, White of Chowan, White of Robeson, Whitley, Woodall, and Young of Harnett—50.

The following pair is announced:

Mr. Crudup with Mr. Coffield. Were Mr. Coffield present, he would vote "no", Mr. Crudup would vote "aye".

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1388, An act supplemental to House Bill One Thousand One Hundred Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred Thirty-one.

H. B. 1372, An act to place the name of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate Veteran's Pension Roll.

H. B. 1302, An act to amend Section Two Thousand Three Hundred Twenty-nine of the Consolidated Statutes, exempting brakemen from jury duty.

H. B. 1391, An act to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate Veteran of Randolph County, on the Pension Roll.

H. B. 1365, An act to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate Veterans, of McDowell County, on the Pension Roll.

H. B. 1279, An act to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever such purchase may be effected and to require proper investment of sinking funds.

On motion of Mr. Hood, S. B. 491, A bill to be entitled An act to amend Chapter 392, Public-Local Laws 1929, relating to the finances of Duplin County, is taken from the unfavorable Calendar, and recommitted to the Calendar Committee.

On motion of Mr. Connor, the House adjourns, and will meet tomorrow at 11:30 o'clock A. M.

## ONE HUNDRED FIFTEENTH DAY

HOUSE OF REPRESENTATIVES,

Wednesday, May 20, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. M. A. Lewis of the City of Hickory, North Carolina.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards, for the Committee on the Calendar.

S. B. 632, A bill to be entitled An act to amend H. B. 1039, ratified April 15, 1931, relating to length of term of the members of the Board of Education of Randolph County.

And

S. B. 511, A bill to be entitled An act to amend Chapter 62 of the Public Laws of 1925, so as to permit investment of State Sinking Fund of any county, city, town or school district within the State.

And

H. B. 1396, A bill to be entitled An act to amend Section 6282 of the Consolidated Statutes relative to the publication of abstracts of annual statements of insurance companies.

With favorable reports.

And

S. B. 633, A bill to be entitled An act relating to the office of the Clerk of the Superior Court of Hertford County and to provide other relief.

And

S. B. 628, A bill to be entitled An act to require that Solicitors' fees collected in Granville and Perquimans Counties be paid to the General County Fund.

With unfavorable reports.

And

H. B. 1395, A bill to be entitled An act reducing the salaries of all State officials and employees including all State supported institutions.

The Committee recommends that the bill be referred to the Committee on Salaries and Fees.

It is so ordered.

By Mr. Moss, for the Committee on Finance.

H. B. 103, A bill to be entitled An act to repeal Chapter 221 of the Public Laws of 1927, Chapters 204 and 334 of the Public Laws of 1929, and to simplify and reduce the costs of foreclosure of certificates of tax sales.

And

H. B. 48, A bill to be entitled An act to amend Chapter 221, Public Laws, 1927, and Chapter 204, Public Laws, 1929, so as to extend the time for bringing foreclosure actions on certificates of sale for taxes held by the Town of Brevard, Transylvania County.



And

H. B. 180, A bill to be entitled An act to amend Chapter 344 of the Public Laws of North Carolina, 1929, relative to discounts and penalties in payment of taxes.

And

H. B. 601, A bill to be entitled An act to defer the sale of property in Yancey County for non-payment of 1930 taxes until the first Monday in August, 1931.

And

H. B. 556, A bill to be entitled An act to relieve the taxpayers of Wake County from penalties for non-payment of taxes under Section Eight Hundred and Five, Chapter Three Hundred and Forty-four, Public Laws of One Thousand Nine Hundred and Twenty-nine.

And

H. B. 523, A bill to be entitled An act to regulate the collection of back taxes in Yadkin County.

And

H. B. 226, A bill to be entitled An act relative to the collection of back taxes in the Town of Bessemer City, North Carolina.

And

H. B. 942, A bill to be entitled An act to authorize the Commissioner of Revenue to refund \$900.00 and interest account of truck license.

And

H. B. 610, A bill to be entitled An act to amend Chapter 221, Public Laws of 1927, relating to the foreclosure of certificates of sale for taxes in Graham and Cherokee Counties.

And

H. B. 1114, A bill to be entitled An act to permit the Board of Commissioners of Macon County to hypothecate certificates of tax sales held by that County and to delay foreclosure proceedings thereupon.

And

H. B. 395, A bill to be entitled An act to fix the fees and compensation that may be allowed and chargeable against the delinquent taxpayer in lands being foreclosed for taxes, in Gates County.

And

H. B. 191, A bill to be entitled An act to fix the fees and compensation that may be allowed and chargeable against the delinquent taxpayers in lands being foreclosed for taxes.

And

H. B. 86, A bill to be entitled An act extending time for tax foreclosure sales by municipalities within Catawba County, etc.

And

H. B. 134, A bill to be entitled An act to relieve the taxpayers of Yadkin County from penalties for non-payment of taxes under Section 805, Chapter 344, Public Laws, 1929.

And

H. B. 44, A bill to be entitled An act to enable the governing authorities in cities and towns to postpone the sale of real estate for taxes.

And

H. B. 110, A bill to be entitled An act extending the time of foreclosure of tax certificates in Macon County.

And

H. B. 101, A bill to be entitled An act to enable the governing authorities of the City of Goldsboro and the County of Wayne to postpone the sale of real estate for taxes.

And

H. B. 71, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended by Chapter 204 Public Laws of One Thousand Nine Hundred and Twenty-nine, relating to foreclosure of certificates of tax sales.

And

H. B. 53, A bill to be entitled An act to repeal Section Eight Hundred and Five, Chapter Three Hundred and Forty-four, Public Laws One Thousand Nine Hundred and Twenty-nine, as to discount and penalties in payment of taxes.

And

H. B. 184, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended and re-written by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.

And

S. B. 476, A bill to be entitled An act to amend Chapter One Hundred and Sixty-nine of the Public-Local Laws of the Session of 1929, entitled "An act to encourage the redemption of land sold for taxes in Harnett County".

And

H. B. 430, A bill to be entitled An act to postpone the enforced collection of taxes in Montgomery County and to suspend the penalties for non-payment of same.

And

H. B. 365, A bill to be entitled An act to postpone the collection of 1930 taxes in Bertie County until October one, One Thousand Nine Hundred and Thirty-one.

And

H. B. 442, A bill to be entitled An act to fix and extend the time for the sale of land for taxes in Wilkes County.

And

H. B. 526, A bill to be entitled An act regulating the sale of land in Madison County for taxes.

And

H. B. 156, A bill to be entitled An act to remit and cancel certain fees, costs and penalties or other charges incurred or charged against delinquent taxpayers in Johnston County.

And

H. B. 1137, A bill to be entitled An act to provide relief for taxpayers of Robeson County and towns therein.

And

H. B. 100, A bill to be entitled An act to amend Section 8037 of the Consolidated Statutes as amended by Chapter 204, Public Laws, One Thousand Nine Hundred and Twenty-nine, relating to foreclosure of certificates of tax sales.

And

H. B. 233, A bill to be entitled An act to postpone the enforced collection



of 1930 taxes in Warren and Bertie Counties until November one, One Thousand Nine Hundred and Thirty-one.

And

H. B. 230, A bill to be entitled An act to define and limit the fees of attorney's in actions brought to foreclose certificates of sale of land for taxes in the hands of the various counties of the State.

And

H. B. 446, A bill to be entitled An act to relieve taxpayers in the Counties of Surry, Stokes and Wilkes.

And

H. B. 737, A bill to be entitled An act to extend the time of foreclosure of tax certificates in Jones County.

And

H. B. 228, A bill to be entitled An act relative to the collection of back taxes in the Bessemer City Graded School District.

And

S. B. 46, A bill to be entitled An act to amend Section 8037, of the Consolidated Statutes as amended and rewritten by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.

With unfavorable reports.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McGougan: H. B. 1399, A bill to be entitled An act to increase the number of members of the Board of Education of Columbus County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Brinson: H. B. 1400, A bill to be entitled An act to regulate fees of Justices of Peace of Pamlico County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Young of Harnett: H. B. 1401, A bill to be entitled An act to authorize the Board of Commissioners of Harnett County to place the Sheriff and all of his Deputies on a salary basis.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Hamilton: H. B. 1402, A bill to be entitled An act to create and establish a Board of Navigation and Pilotage for the harbors of Morehead City and Beaufort and Old Topsail Inlet, and to organize a Pilots Association thereunder.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. White of Robeson: H. B. 1403, A bill to be entitled An act ratifying appropriations made by the Commissioners of Robeson County for the current fiscal year.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Day: H. B. 1404, A bill to be entitled An act to provide for election in the Town of Richlands, Onslow County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Messrs. Day and Parker: H. B. 1405, A bill to be entitled An act to amend Section 162, relating to branch or chain stores, of House Bill 102 of the General Assembly of 1931, the same being, "An act to raise revenue".

Referred to the Committee on Finance.

By Mr. Cranor: H. B. 1406, A bill to be entitled An act to place Mrs. Amanda Eller of Wilkes County, on the Pension Roll.

Referred to the Committee on Pensions.

By Messrs. Graham and White of Robeson:

H. B. 1407, A bill to be entitled An act to repeal Chapter 174, Public-Local Laws 1925, relating to disorderly conduct in Robeson County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 634, A bill to be entitled An act to repeal the Judicial Conference.

Referred to the Committee on Judiciary No. 1.

S. B. 635, A bill to be entitled An act to empower Duplin County to extend and protect its court house square.

On motion of Mr. Jolly the rules are suspended and the bill is placed on the Calendar for its immediate passage.

Mr. Jolly offers a Substitute for the bill, which is adopted.

Passes its second and third readings and is ordered sent to the Senate for concurrence in the House Substitute.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1352, Joint Resolution providing for the appointment of a Commission to study the questions of the adoption, purchase and distribution of high school textbooks, and to report its findings, conclusions and recommendations prior to the regular 1933 Session of the General Assembly.

For concurrence in the Senate amendment.

On motion of Mr. Moss the House concurs in Senate amendment and the bill is ordered Enrolled.



S. B. 614, A bill to be entitled An act to amend Chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a Bond Salary Fund.

Passes its third reading by the following vote and is ordered Enrolled:

Those voting in the affirmative are: Messrs. Bender, Binford Black, Braddy, Brinson, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnston of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Marshall Mebane, Morphey, Moss, Moyer, McBee, McEachern, McRae, Neal, Newman, Norman, Parker, Pitt, Puett, Reading, Reed, Rogers, Ruffin, Seawell, Sigmon, Smith, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Willis, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—101.

Those voting in the negative are: None.

On Motion of Mr. Connor S. B. 580, A bill to be entitled An act providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Nash, Person, Pitt, Polk, Rutherford, Swain, Watauga, and Wilson Counties, is taken from the Committee on Finance and placed on the Calendar for its immediate consideration.

Amendments are offered by Messrs. Brooks, Newman, and Seawell, which are adopted.

An amendment offered by Mr. Davis of Warren is adopted.

The question now recurs upon the passage of the bill as amended, on its first reading.

As amended, the bill passes its first reading, and remains on the Calendar for its second reading roll call.

On motion of Mr. Spence the House takes a recess until 3 o'clock P. M.

## AFTERNOON SESSION

### HOUSE OF REPRESENTATIVES,

Wednesday, May 20, 1931.

Pursuant to recess the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Johnson of Pender: H. B. 1408, A bill to be entitled An act supplemental to House Bill 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Seawell: H. B. 1409, A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools and to stabilize conditions affecting employment therein.

Referred to the Committee on the Calendar.

On motion of Mr. Pitts, the House adjourns, and will meet tomorrow at 12 o'clock noon.

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## ONE HUNDRED SIXTEENTH DAY

HOUSE OF REPRESENTATIVES,

Thursday, May 21, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative J. C. Moye, of Green County.

Mr. Thomas for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Day, Parker, and Young of Durham: H. B. 1410, A bill to be entitled An act to amend Section 162, relating to branch or chain stores, of House Bill 102 of the General Assembly of 1931, the same being "An act to raise revenue".

Referred to the Committee on Finance.

By Mr. Bruton: H. B. 1411, A bill to be entitled An act to increase the Board of Commissioners of the Town of Star from three to five members.

Passed first reading.

Rules suspended.

Passes second and third readings, and ordered sent to Senate without Engrossment.

By Mr. Connor: H. B. 1412, A bill to be entitled An act to authorize the Board of Commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners.

On motion of Mr. Connor, the bill is placed on the Calendar.

### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 637, A bill to be entitled An act to pay the necessary expenses of the Commission authorized by Senate Resolution 624.

Referred to the Committee on Appropriations.

### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



S. B. 511, A bill to be entitled An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred Twenty-five, so as to permit investment of State Sinking Funds in bonds of any county, city, town or school district within the State.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1396, A bill to be entitled An act to amend Section 6282 of the Consolidated Statutes, relative to the publication of abstracts of annual statements of insurance companies.

The bill fails to pass its second reading.

Substitute for H. B. 1373, A bill to be entitled An act to amend Consolidated Statutes, Section 4516, relating to attorney's fees in pauper cases.

Substitute adopted.

An amendment offered by Mr. Butler is adopted.

An amendment offered by Mr. Holmes is lost.

As amended, passes its second and third readings, and is ordered En-grossed and sent to the Senate.

The original bill is laid on the Table.

S. B. 580, A bill to be entitled An act providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Nash, Person, Pitt, Polk, Rutherford, Swain, Watauga, and Wilson Counties.

On motion of Messrs. Newman, and Seawell, the vote by which an amendment offered by them at yesterday's Session, is reconsidered, and the amendment is withdrawn.

An amendment offered by Mr. Sigmon, is adopted.

An amendment offered by Messrs. Long of Alamance, Gill, and Brown is adopted.

The question now recurs upon the passage of the bill as amended on its first reading.

As amended, the bill passes its first reading and remains on the Calendar.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 614, An act to amend Chapter Seven Hundred Eighty-two of the Public Laws of One Thousand Nine Hundred Nine, relative to fixing salaries for certain public officials in Pitt County, and the creation of a Bond Salary Fund.

H. B. 1397, An act amending House Bill number One Thousand One Hundred and Sixty-nine, ratified April tenth, One Thousand Nine Hundred Thirty-one, entitled "An act to permit the City of Wilmington to abandon its municipal lockup or guardhouse and to use the county jail for the confinement of municipal prisoners."

H. B. 1394, An act to regulate the filling of vacancies in the offices of Mayor and Alderman in the City of Statesville.

H. R. 1352, Joint Resolution providing for the appointment of a Commission to study the questions of the adoption, purchase, and distribution of high school text books, and to report its finding, conclusions and recom-

mendations prior to the regular One Thousand Nine Hundred and Thirty-three Session of the General Assembly.

On motion of Mr. Pitts, the House takes a recess until 8:15 o'clock.

### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Thursday, May 21, 1931.

Pursuant to recess the House meets and resumes consideration of business, with Mr. Speaker Smith presiding.

### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 638, A bill to be entitled An act to provide further clerk hire for the Clerk of Superior Court of Stokes County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 639, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes of North Carolina so as to make the provisions thereof applicable to Moore County.

Referred to the Committee on Calendar.

S. B. 642, An act permitting municipalities and counties to provide for making bonds and notes become due before maturity.

Referred to the Committee on Finance.

S. B. 641, A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools, and to stabilize conditions affecting employment therein.

Referred to the Committee on Education.

SENATE CHAMBER,  
May 21, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted the Conference Report as submitted by its Conferees on House Bill No. 102, A bill to raise revenue, and now awaits action by your Body before proceeding further.

Respectfully,  
LEROY MARTIN,  
*Principal Clerk, Senate.*

The Chair lays before the House, for its consideration, the Conference Report, on House Bill 102, a bill to be entitled An act to raise Revenue.

The question now recurs upon the adoption of said Conference Report.

Upon this Mr. Spence calls for the "ayes" and "noes".

The call is sustained, and the Conference Report is adopted by the following vote:

Those voting in the affirmative are: Messrs. Black, Brooks, Bruton, Burgin, Cherry, Connor, Cox of Forsyth, Cranor, Crouse, Doshier, Edwards, Ervin, Garibaldi, Gattis, Gav, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Huffman, Jeffress, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Leake, LeGrand, Long of Halifax, Mar-



shall, Moss, McRae, Neal, Newman, Pitts, Puett, Readling, Reed, Rogers, Seawell, Sigmon, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Ward, Waynick, Woodard, and Young of Durham—51.

Those voting in the negative are: Messrs. Binford, Braddy, Brinson, Brown, Butler, Cloud, Cox of Jackson, Davis of Edgecombe, Davis of Hyde, Day, Etheridge, Ewbank, Ewing, Fulghum, Gatling, Graham, Gwaltney, Hamilton, Helms, Henry, Hipps, Holmes, James, Johnson of Chatham, Johnson of Currituck, Jolly, Jones, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McDevitt, McEachern, McGougan, Parker, Ruffin, Smith, Sutton, Tatem, Thompson, White of Chowan, Whitley, and Young of Harnett—45.

The following pairs are announced:

Mr. Howell with Mr. Bender. Were Mr. Bender present he would vote "no", Mr. Howell would vote "aye".

Mr. Crudup with Mr. Coffield. Were Mr. Coffield present he would vote "no", Mr. Crudup would vote "aye".

Mr. Flanagan with Mr. Hood. Were Mr. Hood present he would vote "aye", Mr. Flanagan would vote "no".

Mr. Groves with Mr. Killian. Were Mr. Killian present he would vote "no", Mr. Groves would vote "aye".

Mr. Harris with Mr. Norman. Were Mr. Norman present he would vote "no", Mr. Harris would vote "aye".

Mr. Davis of Warren with Mr. Scarborough. Were Mr. Scarborough present he would vote "aye", Mr. Davis would vote "no".

Mr. White of Robeson with Mr. Allen. Were Mr. Allen present he would vote "aye", Mr. White would vote "no".

Mr. Woodall with Mr. Long of Alamance. Were Mr. Long present he would vote "aye", Mr. Woodall would vote "no".

The adoption of the Conference Report constitutes the first reading of the provisions contained in the Report not appearing in the bill heretofore passed, and bill, with Conference Report, is placed on the Calendar for its second reading roll call.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 1400, An act to regulate fees of Justices of Peace of Pamlico County.

H. B. 1404, An act to provide for election in the Town of Richlands, Onslow County.

H. B. 1385, An act to place John M. Dixon, Confederate Veteran, on the Pension Roll, of Sampson County.

H. B. 1403, An act ratifying appropriations made by the Commissioners of Robeson County for the current fiscal year.

S. B. 635, An act to empower Duplin County to extend and protect its Courthouse Square.

S. B. 511, An act to amend Chapter Sixty-two of the Public Laws of One Thousand Nine Hundred and Twenty-five so as to permit investment of State Sinking Funds in bonds of any county, city, town or school districts within the State.

On motion of Mr. Cherry, the House adjourns and will meet tomorrow at eleven o'clock A. M.

## ONE HUNDRED SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES,

Friday, May 22, 1931.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. F. S. Love of the City of Raleigh.

Mr. Gatling, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Brooks, for the Committee on Courts and Judicial Districts.

S. B. 638, A bill to be entitled An act to provide further clerk hire for the Clerk of the Superior Court of Stokes County.

With a favorable report.

By Mr. McEachern, for the Committee on Pensions.

H. B. 1406, A bill to be entitled An act to place Mrs. Amander Eller of Wilkes County on the Pension Roll.

With a favorable report, as amended.

By Mr. Spence, for the Committee on Finance.

S. B. 642, A bill to be entitled An act permitting municipalities and counties to provide for making bonds and notes become due before maturity.

With a favorable report.

On motion of Mr. Howell the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

And

H. B. 1405, A bill to be entitled An act to amend Section 162, relating to branch or chain stores, of House Bill 102, of the General Assembly of 1931, the same being, "An act to raise revenue".

With an unfavorable report.

## ENGROSSED BILLS

Mr. Lumpkin, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

Committee Substitute for H. B. 1373, A bill to be entitled An act to amend Consolidated Statutes, Section 4516, relating to attorney's fees in pauper cases.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Seawell: H. B. 1413, A bill to be entitled An act to promote efficiency in the public service and to extend the opportunity of the people of the State to engage therein.

Referred to the Committee on Propositions and Grievances.

By Mr. Lumpkin: H. B. 1414, A bill to be entitled An act to amend Section



591 of the Consolidated Statutes of 1919, Public Laws of North Carolina, relating to power of trial Judge to set aside verdict in his discretion.

Referred to the Committee on the Calendar.

By Mr. Turner of Guilford: H. B. 1415, A bill to be entitled An act supplemental to House Bill 1118, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina"; ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Day, Parker and Young of Durham: H. B. 1416, A bill to be entitled An act relating to branch or chain stores.

On motion of Mr. Day the bill is placed on the Calendar.

By Mr. Davis of Warren: H. B. 1417, A bill to be entitled An act to allow the employment of men only as clerks and employees of the General Assembly.

On motion of Mr. Johnson of Pender the Bill is placed on the Calendar.

On motion of Mr. Johnson of Pender the bill is laid on the Table.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Senate Substitute for H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution and make the apportionment of the Senators in the General Assembly of North Carolina.

For concurrence in the Senate Substitute.

Mr. Halstead makes a motion that the House adopt the Senate Substitute.

Upon this Mr. Edwards calls for the "ayes" and "noes".

The call is sustained, and the Senate Substitute is adopted by the following vote:

Those voting in the affirmative are: Messrs. Braddy, Brown, Cherry, Connor, Crudup, Davis of Edgecombe, Davis of Warren, Day, Doshier, Etheridge, Flanagan, Garibaldi, Gatling, Gay, Gwaltney, Halstead, Hanes of Forsyth, Harris, Helms, Hipps, James, Johnston of Ashe, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Long of Alamance, Long of Halifax, Moss, McEachern, Neal, Newman, Parker, Pitts, Puett, Seawell, Tatem, Turner of Iredell, Uzzell, White of Chowan, White of Robeson, and Woodard—43.

Those voting in the negative are: Messrs. Binford, Burgin, Cloud, Cox of Jackson, Cranor, Crouse, Edwards, Ervin, Ewbank, Fulghum, Gill, Groves, Gwyn, Haynes of Surry, Henry, Howell, Jeffress, Moye, McBee, Spence, Turner of Guilford, Upchurch, Waynick, Whitley, and Woodall—24.

The question now recurs upon the passage of the Senate Substitute on its several readings.

The Senate Substitute passes its second reading, and remains on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 632, A bill to be entitled An act to amend House Bill number 1039,

ratified April 15, 1931, relating to length of term of the member of the Board of Education of Randolph County.

Passes its second and third readings, and is ordered Enrolled for ratification.

S. B. 583, A bill to be entitled An act to regulate the salaries of appointive State officers.

On motion of Mr. Parker the bill is laid on the Table.

H. B. 1393, A bill to be entitled An act to amend Senate Bill 447 so as to make uniform in said Act the references therein to the administrative head of a division in the Department of Labor.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 399, A bill to be entitled An act to levy a tax of two mills per kilowatt hour on electrical energy for support of schools.

The question now recurs upon the passage of the bill on its second reading.

Upon this Mr. Ewing calls for the "ayes" and "noes".

The call is sustained and the bill fails to pass its second reading by the following vote:

Those voting in the affirmative are: Messrs. Braddy, Brown, Cranor, Davis of Warren, Ewing, Fulghum, Gatling, Gay, Halstead, Hamilton, James, Johnson of Currituck, Johnson of Pender, Jones, Lumpkin, Moye, McDevitt, McGougan, Parker, Thompson, White of Chowan, Whitley, Woodall, and Young of Harnett—24.

Those voting in the negative are: Messrs. Binford, Black, Brooks, Bruton, Burgin, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Groves, Gwaltney, Gwyn, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Howell, Huffman, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Marshall, Readling, Mebane, Moss, McBee, McRae, Neal, Pitts, Puett, Seawell, Sigmon, Spence, Tatam, Thomas, Turner of Guilford, Upchurch, Uzzell, Waynick, Woodard, Jeffress, and Johnston of Ashe—55.

The following pairs are announced:

Mr. Day with Mr. Holmes. Were Mr. Holmes present, he would vote "no", Mr. Day would vote "aye".

Mr. Etheridge with Mr. Hood. Were Mr. Hood present, he would vote "no". Mr. Etheridge would vote "aye".

Mr. Flanagan with Mr. DeHart. Were Mr. DeHart present, he would vote "no". Mr. Flanagan would vote "aye".

Mr. Johnson of Halifax with Mr. Scarborough. Were Mr. Scarborough present, he would vote "aye", Mr. Johnson would vote "no".

Mr. Johnson of Chatham with Mr. Ward. Were Mr. Ward present, he would vote "no", Mr. Johnson would vote "aye".

Mr. McEachern with Mr. Killian. Were Mr. Killian present, he would vote "no", Mr. McEachern would vote "aye".

Mr. Newman with Mr. Johnson of Caswell. Were Mr. Johnson present, he would vote "aye", Mr. Newman would vote "no".

Mr. Turner of Iredell with Mr. Leake. Were Mr. Leake present, he would vote "aye", Mr. Turner would vote "no".

Mr. Willis with Mr. Morphew. Were Mr. Morphew present, he would vote "no", Mr. Willis would vote "aye".



Mr. White of Robeson with Mr. Allen. Were Mr. Allen present, he would vote "no", Mr. White would vote "aye".

Mr. Young of Durham with Mr. Sutton. Were Mr. Sutton present, he would vote "aye", Mr. Young would vote "no".

Mr. Graham with Mr. Gattis. Were Mr. Graham present, he would vote "aye", Mr. Young would vote "no".

On motion of Mr. Brooks, the vote by which the bill failed to pass its second reading is reconsidered, and that motion is laid on the Table.

Mr. Upchurch raises a point of no quorum, thereupon the Speaker orders the doors closed, and directs the Clerk to call the roll of the membership of the House.

Upon the call the following members answer present: Black, Braddy, Brown, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Davis of Edgecombe, Davis of Warren, Day, Doshier, Edwards, Ervin, Etheridge, Ewbanks, Flanagan, Fulghum, Garibaldi, Gatling, Gill, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Hipps, Howell, James, Jeffress, Johnston of Ashe, Johnson of Currituck, Johnson of Pender, Jones, Long of Halifax, Long of Alamance, Moss, Moye, McEachern, Neal, Newman, Parker, Pitts, Puett, Seawell, Spence, Tatem, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodall, Woodard, Young of Harnett—61.

The Speaker declares a quorum present.

Substitute for H. B. 102, with Conference Report, a bill to be entitled An act to raise revenue.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Black, Brooks, Bruton, Burgin, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Huffman, Jeffress, Johnston of Ashe, Johnson of Pender, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Marshall, Moss, McRae, Neal, Newman, Pitts, Puett, Seawell, Spence, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Woodard, and Young of Durham—44.

Those voting in the negative are: Messrs. Binford, Braddy, Brown, Butler, Cloud, Day, Etheridge, Ewing, Fulghum, Gatling, Gay, Gwaltney, Helms, Henry, James, Jolly, Jones, Long of Alamance, Long of Halifax, Lyon, MacLean, Mebane, Move, McDevitt, McEachern, McGougan, Parker, Ruffin, Tatem, Thompson, White of Chowan, Whitley, Woodall, and Young of Harnett, Johnson of Currituck—35.

The following pairs are announced:

Mr. Crudup with Mr. Coffield. Were Mr. Coffield present, he would vote "no", Mr. Crudup would vote "aye".

Mr. Connor with Mr. Holmes. Were Mr. Holmes present, he would vote "no", Mr. Connor would vote "aye".

Mr. Davis of Warren with Mr. Scarborough. Were Mr. Scarborough present, he would vote "aye", Mr. Davis would vote "no".

Mr. Flanagan with Mr. Hood. Were Mr. Hood present, he would vote "aye", Mr. Flanagan would vote "no".

Mr. Graham with Mr. Gattis. Were Mr. Gattis present, he would vote "aye", Mr. Graham would vote "no".

Mr. Groves with Mr. Killian. Were Mr. Killian present, he would vote "no", Mr. Groves would vote "aye".

Mr. Hamilton with Mr. Rogers. Were Mr. Rogers present, he would vote "aye", Mr. Hamilton would vote "no".

Mr. Harris with Mr. Norman. Were Mr. Norman present, he would vote "no", Mr. Harris would vote "aye".

Mr. Hipps with Mr. Reed. Were Mr. Reed present, he would vote "aye", Mr. Hipps would vote "no".

Mr. Howell with Mr. Bender. Were Mr. Bender present, he would vote "no", Mr. Howell would vote "aye".

Mr. Johnson of Halifax with Mr. Sutton. Were Mr. Sutton present, he would vote "no", Mr. Johnson of Halifax would vote "aye".

Mr. Johnson of Chatham with Mr. Ward. Were Mr. Ward present, he would vote "aye", Mr. Johnson would vote "no".

Mr. McBee with Mr. Brinson. Were Mr. Brinson present, he would vote "no", Mr. McBee would vote "aye".

Mr. Readling with Mr. Davis of Hyde. Were Mr. Davis present, he would vote "no", Mr. Readling would vote "aye".

Mr. Sigmon with Mr. Smith of Martin. Were Mr. Smith present, he would vote "no", Mr. Sigmon would vote "aye".

Mr. White of Robeson with Mr. Allen. Were Mr. Allen present, he would vote "aye", Mr. White would vote "no".

Mr. Willis with Mr. Morphew. Were Mr. Morphew present, he would vote "aye", Mr. Willis would vote "no".

H. B. 1412, A bill to be entitled An act to authorize the Board of Commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners.

Passes its second reading by the following vote, and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Black, Braddy, Brown, Brooks, Bruton, Burgin, Butler, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Day, Ervin, Etheridge, Ewbank, Ewing, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Greer, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Howell, Huffman, James, Jeffress, Johnston of Ashe, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Jones, LeGrand, Long of Alamance, Long of Halifax, Lyon, MacLean, Marshall, Mebane, Moss, McBee, McDevitt, McEachern, McGougan, McRae, Parker, Pitts, Puett, Readling, Ruffin, Seawell, Spence, Tatem, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, White of Robeson, Whitley, Woodall, Woodard, Young of Durham, and Young of Harentt—80.

Those voting in the negative are: None.

S. B. 580, A bill to be entitled An act providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Nash, Person, Pitts, Polk, Rutherford, Watauga, Wilson, and Swain Counties.

As amended, passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Black, Brown, Brooks, Bru-



ton, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Davis of Warren, Doshier, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hamilton, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Howell, Huffman, James, Jeffress, Johnston of Ashe, Johnson of Currituck, Johnson of Pender, Jones, LeGrand, Long of Alamance, Long of Halifax, Lumpkin, Lyon, MacLean, Mebane, Moye, McBee, McEachern, McGougan, McRae, Neal, Pitts, Puett, Readling, Seawell, Sigmon, Spence, Tatem, Thomas, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, White of Chowan, White of Robeson, Whitley, Woodall, Woodard, and Young of Durham—78.

Those voting in the neagative are: Messrs. Braddy, Moss, Newman, and Parker—4.

On motion of Mr. Binford, the House takes a recess until tonight at 11 o'clock.

### NIGHT SESSION

HOUSE OF REPRESENTATIVES,

Friday night, May 22, 1931.

Pursuant to recess, the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

On motion of Mr. Cherry, the House adjourns, and will meet tomorrow at 12:05 o'clock A. M.

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### ONE HUNDRED EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES,

Saturday, May 23, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Representative J. C. Moye, of Greene County.

Mr. Turner of Iredell for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Howell: H. B. 1418, A bill to be entitled An act to amend H. B. No. 1349, which authorizes the City of Asheville to lease public parks, playgrounds, municipal golf links, auditorium, and other property owned by said City.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Pitts: H. B. 1419, A bill to be entitled An act to enable the City of Hickory to lease a lot in its park.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 638, A bill to be entitled An act to provide further clerk hire for the Clerk of the Superior Court of Stokes County.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1406, A bill to be entitled An act to place Mrs. Amanda Eller of Wilkes County on the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

Mr. Edwards raises a point of no quorum, thereupon the Speaker orders the doors closed and directs the Clerk to call the roll of the membership of the House.

Upon the call the following members answer present: Messrs. Binford, Braddy, Brown, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Day, Dosher, Edwards, Etheridge, Flanagan, Fulghum, Garibaldi, Gay, Gill, Graham, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Howell, Huffman, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Halifax, Lumpkin, Lyon, Moss, Moye, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pitts, Puett, Ruffin, Seawell, Spence, Tatem, Turner of Iredell, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, Woodall, and Woodard—62.

The Speaker declares a quorum present.

House Committee Substitute for S. B. 500, A bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed, at its real value in money.

The Substitute is adopted.

An amendment offered by Mr. MacLean is adopted.

An amendment offered by Mr. Newman is adopted.

An amendment offered by Mr. Halstead is lost.

An amendment offered by Messrs. Ewbanks and Day is lost.

An amendment offered by Mr. Johnson of Pender is adopted.

An amendment offered by Mr. Haynes of Surry is lost.

An amendment offered by Mr. Spence is adopted.

An amendment offered by Messrs. Moss and Uzzell is adopted.

An amendment offered by Mr. Moss is lost.

The question now recurs upon the passage of the Substitute bill as amended on its several readings.

As amended, the Substitute bill passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 580, A bill to be entitled An act providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Nash, Person, Pitt, Polk, Rutherford, Swain, Watauga, and Wilson counties.

As amended, passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendments.

Those voting in the affirmative are: Messrs. Binford, Brown, Cherry,



Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crudup, Day, Doshier, Edwards, Etheridge, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, Long of Halifax, Lumpkin, Lyon, McBee, McEachern, McGougan, Neal, Newman, Parker, Pitts, Puett, Ruffin, Seawell, Spence, Tatem, Turner of Iredell, Upchurch, Uzzell, Ward, White of Chowan, White of Robeson, Whitley, and Woodall—59.

Those voting in the negative are: Messrs. Braddy and Moss—2.

H. B. 1416, A bill to be entitled An act relating to branch or chain stores.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Messrs. Binford, Braddy, Brown, Cherry, Cloud, Connor, Cox of Jackson, Cranor, Crudup, Day, Doshier, Edwards, Etheridge, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Halstead, Hanes of Forsyth, Haynes of Surry, Henry, Hipps, Howell, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jolly, Jones, Long of Halifax, Lumpkin, Lyon, Moss, Moye, McBee, McEachern, McGougan, Newman, Parker, Pitts, Puett, Ruffin, Seawell, Spence, Tatem, Upchurch, White of Chowan, Whitley, Woodall, Woodard, and Young of Harnett—55.

Those voting in the negative are: Messrs. Gwyn, Jeffress, Neal, Turner of Iredell, Ward, and White of Robeson—6.

H. B. 1412, A bill to be entitled An act to authorize the Board of Commissioners of Wilson County to levy a special tax for the purpose of securing, caring for, and working county prisoners.

Passes its third reading by the following vote and is ordered sent to the Senate without Engrossment.

Those voting in the affirmative are: Messrs. Binford, Braddy, Brooks, Bruton, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Crudup, Day, Doshier, Edwards, Ervin, Etheridge, Ewbank, Flanagan, Fulghum, Garibaldi, Gatling, Gay, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Helms, Henry, Hipps, Holmes, Howell, Huffman, James, Johnson of Chatham, Johnson of Currituck, Johnson of Halifax, Johnson of Pender, Johnston of Ashe, Jones, LeGrand, Lumpkin, Lyon, Marshall, Mebane, Moss, McBee, McDevitt, McEachern, McGougan, Neal, Newman, Parker, Pitts, Puett, Ruffin, Seawell, Spence, Tatem, Thompson, Turner of Iredell, Upchurch, Uzzell, Ward, White of Chowan, Whitley, Woodall, Woodard, Young of Durham, and Young of Harnett—75.

Those voting in the negative are: Mr. Jolly—1.

Substitute for H. B. 102, with Conference Report, A bill to be entitled An act to raise revenue.

Passes its third reading by the following vote and is ordered sent to the Senate:

Those voting in the affirmative are: Messrs. Brooks, Bruton, Burgin, Cherry, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Doshier, Edwards, Ervin, Garibaldi, Gill, Greer, Gwyn, Halstead, Hanes of Forsyth, Haynes of Surry, Helms, Huffman, Jeffress, Johnson of Pender, Johnston of Ashe, LeGrand, Long of Halifax, Lumpkin, Marshall, Mebane, Neal, Newman,

Pitts, Puett, Seawell, Spence, Turner of Iredell, Upchurch, Uzzell, Ward, Waynick, Woodard, and Young of Durham—41.

Those voting in the negative are: Messrs. Binford, Braddy, Brown, Day, Gay, Gwaltney, Henry, James, Johnson of Chatham, Johnson of Currituck, Jolly, Jones, Lyon, Moye, McDevitt, McGougan, Parker, Ruffin, Tatem, Thompson, White of Chowan, Whitley, and Young of Harnett—23.

The following pairs are announced:

Mr. McBee with Mr. Brinson. Were Mr. Brinson present he would vote "no", Mr. McBee would vote "aye".

Mr. McEachern with Mr. Black. Were Mr. Black present he would vote "aye", Mr. McEachern would vote "no".

Mr. White of Robeson with Mr. Allen. Were Mr. Allen present he would vote "aye", Mr. White would vote "no".

Mr. Woodall with Mr. Long of Alamance. Were Mr. Long present he would vote "aye", Mr. Woodall would vote "no".

Mr. Davis of Warren with Mr. Scarborough. Were Mr. Scarborough present he would vote "aye", Mr. Davis would vote "no".

Mr. Davis of Hyde with Mr. Readling. Were Mr. Readling present he would vote "aye", Mr. Davis would vote "no".

Mr. Hamilton with Mr. Rogers. Were Mr. Rogers present he would vote "aye", Mr. Hamilton would vote "no".

Mr. Sigmon with Mr. Smith of Martin. Were Mr. Smith present he would vote "no", Mr. Sigmon would vote "aye".

Mr. Cloud with Mr. Thomas. Were Mr. Thomas present he would vote "aye", Mr. Cloud would vote "no".

Mr. Connor with Mr. Holmes. Were Mr. Holmes present he would vote "no", Mr. Connor would vote "aye".

Mr. Crudup with Mr. Coffield. Were Mr. Coffield present he would vote "no", Mr. Crudup would vote "aye".

Mr. Moss with Mr. Ewing. Were Mr. Ewing present he would vote "no", Mr. Moss would vote "aye".

Mr. Flanagan with Mr. Hood. Were Mr. Hood present he would vote "aye", Mr. Flanagan would vote "no".

Mr. Fulghum with Mr. McRae. Were Mr. McRae present he would vote "aye", Mr. Fulghum would vote "no".

Mr. Gatling with Mr. Turner of Guilford. Were Mr. Turner present he would vote "aye", Mr. Gatling would vote "no".

Mr. Graham with Mr. Gattis. Were Mr. Gattis present he would vote "aye", Mr. Graham would vote "no".

Mr. Groves with Mr. Killian. Were Mr. Killian present he would vote "no", Mr. Groves would vote "aye".

Mr. Harris with Mr. Norman. Were Mr. Norman present he would vote "no", Mr. Harris would vote "aye".

Mr. Higgs with Mr. Reed. Were Mr. Reed present he would vote "aye", Mr. Higgs would vote "no".

Mr. Howell with Mr. Bender. Were Mr. Bender present he would vote "no", Mr. Howell would vote "aye".

Mr. Johnson of Halifax with Mr. Sutton. Were Mr. Sutton present he would vote "no", Mr. Johnson would vote "aye".

On motion of Mr. Ervin, S. B. 641. A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools, and to stabi-



lize conditions affecting employment therein, is taken from the Committee on Education, and placed on the Calendar.

On motion of Mr. Woodard H. B. 1107, A bill to be entitled An act to amend Section 6088 of Consolidated Statutes relating to the re-apportionment of the members of the House of Representatives, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Edwards the House adjourns and will meet Monday night at 8 o'clock P. M.

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## ONE HUNDRED NINETEENTH DAY

### HOUSE OF REPRESENTATIVES,

Monday night, May 25, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. G. P. Howell, of the City of Gates, North Carolina.

Mr. Turner of Iredell for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

### ENGROSSED BILLS

Mr. Readling, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed Bills, and find them properly Engrossed, as follows, and they are sent to the Senate:

House Committee Substitute for S. B. 500, A bill to be entitled An act to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.

And

H. B. 1406, A bill to be entitled An act to place Mrs. Amander Eller of Wilkes County on the Pension Roll.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis of Warren: H. B. 1420, A bill to be entitled An act to provide for the approval by the Personnel Commission of all assistant clerks, clerical help, and other legislative employees appointed by the General Assembly.

Referred to the Committee on Calendar.

By Mr. Howell: H. B. 1421, A bill to be entitled An act to amend S. B. 395, being the Charter of the City of Asheville.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Flanagan: H. B. 1422. A bill to be entitled An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran to the Pension Roll.

Referred to the Committee on Calendar.

By Mr. Ervin: H. B. 1423, A bill to be entitled An act to amend Chapter 216 of the Public Laws of the Session of 1923, and the several Acts amendatory thereof relating to General County Courts.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Messrs. Johnson of Halifax, and Long of Halifax: H. B. 1424, A bill to be entitled An act to amend Section 3366 (h) of the Consolidated Statutes, validating certain acknowledgments of deeds taken by notaries, so as to make it apply also to acknowledgments taken by justices of the peace in like cases.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

By Mr. Cherry: H. B. 1425, A bill to be entitled An act to authorize the Board of County Commissioners of Gaston County to grant to the State Highway Commission the right to the use and enjoyments of certain lands and premises belonging to Gaston County.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 307, A bill to be entitled An act to reduce freight rates throughout the State of North Carolina, promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a Port Terminal at deep tidewater; create a Port Commission, prescribe its duties and powers; and for other purposes.

Referred to the Committee on Finance.

S. B. 643, A bill to be entitled An act relative to the nomination and election of the County Superintendent of Public Instruction for Iredell County.

Referred to the Committee on Education.

S. B. 645, A bill to be entitled An act relative to the election of the County Superintendent of Public Welfare for Iredell County.

Referred to the Committee on Public Welfare.

SENATE CHAMBER,

May 25, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House Amendments to S. B. 500, title, "to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money", and giving notice of the appointment of Conferees thereof, that the President has appointed as Conferees on the



part of the Senate, to the end that the differences existing between the two Bodies may be adjusted, Senators Whedbee, Johnson of Duplin and Pritchett.

Respectfully,

LEROY MARTIN,  
*Principal Clerk, Senate,*

Upon receipt of the above information the Chair appoints as Conferees on the part of the House Messrs. Newman, McRae, Hanes of Forsyth and Seawell.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Substitute for S. B. 641, A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools, and to stabilize conditions affecting employment therein.

Mr. Moss offers a substitute, for the Senate Bill, which is adopted.

Mr. Howell and Johnson of Halifax, offers an amendment, which is lost.

The Substitute Bill, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Substitute.

S. B. 589, A bill to be entitled An act to regulate lobbying.

On motion of Mr. Connor, the bill is laid on the Table.

S. R. 621, Joint Resolution in behalf of George Burroughs, janitor.

On motion of Mr. Spence, the Resolution is laid on the Table.

H. B. 1413, A bill to be entitled an act to promote efficiency in the public service, and to extend the opportunity to the people of the State to engage therein.

On motion of Mr. Seawell, the bill is recalled from the Committee on Propositions and Grievances and placed on the Calendar.

H. B. 1416, A bill to be entitled An act relating to branch or chain stores.

On motion of Mr. Day, further consideration of this bill is postponed indefinitely.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports, the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 632, An act to amend House Bill number One Thousand and Thirty-nine, ratified April fifteenth, One Thousand Nine Hundred and Thirty-one, relating to length of term of the member of the Board of Education of Randolph County.

H. B. 1408, An act supplemental to House Bill One Thousand One Hundred Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the Twenty-fourth day of April, One Thousand Nine Hundred Thirty-one.

H. B. 1407, An act to repeal Chapter One Hundred and Seventy-four Public-Local Laws One Thousand Nine Hundred and Twenty-five, relating to disorderly conduct in Robeson County.

S. B. 642, An act permitting municipalities and counties to provide for making bonds and notes become due before maturity.

H. B. 1411, An act to increase the Board of Commissioners of the Town of Star, Montgomery County, from three to five members.

S. B. 638, An act to provide further clerk hire for the Clerk of the Superior Court of Stokes County.

H. B. 1392, An act to amend House Bill number Seven Hundred and Forty-three, which is entitled "An act to amend Section One Thousand Four Hundred and Forty-three of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the Tenth Judicial District".

On motion of Mr. Johnson of Halifax, the House adjourns, and will meet tomorrow at 12 o'clock noon.

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## ONE HUNDRED TWENTIETH DAY

HOUSE OF REPRESENTATIVES,

Tuesday, May 26, 1931.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. H. M. North, of the City of Raleigh.

Mr. Parker, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Moss, for the Committee on Judiciary No. 1.

S. B. 634, A bill to be entitled An act to repeal the Judicial Conference. With a favorable report.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Spence: H. R. 1426, Joint Resolution to pay expenses of trial of inmates of State Home and Industrial School for Girls for attempt to burn buildings of State at Samarcand, North Carolina.

On motion of Mr. Spence the bill is placed on Calendar.

By Mr. James: H. B. 1427, A bill to be entitled An act to amend Chapter 15, Private Laws of 1923, relative to the Charter of the City of Elizabeth City, North Carolina.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Greer: H. B. 1428, A bill to be entitled An act to amend Section 1443, Volume Three, of the Consolidated Statutes, transferring Watauga County from the Seventeenth to the Sixteenth Judicial District, and fixing the Terms of Court for said County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.



By Mr. Young of Durham: H. B. 1429, A bill to be entitled An act with reference to the appointment and classification of deputies in the office of the clerk of the Recorder's Court of Durham County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Waynick and Turner of Guilford: H. B. 1430, A bill to be entitled An act to repeal Chapter 504, Public-Local Laws of Session of 1915, relative to the Municipal Court in the City of High Point, and to amend Section 20 of Chapter 569, Public-Local Laws of 1913, relative to the Municipal Court of the City of High Point.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Bruton: H. B. 1431, A bill to be entitled An act supplemental to An act to appoint Justices of the Peace for the several counties of North Carolina, ratified on the 24th day of April, 1931.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Messrs. Norman, Graham and McEachern: H. B. 1432, A bill to be entitled An act to repeal House Bill number 287, ratified May 13, 1931, the same being a bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Referred to the Calendar Committee.

By Mr. McDewitt: H. B. 1433, A bill to be entitled An act to prohibit the Board of Commissioners of Madison County from levying a special tax.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Neal: H. B. 1434, A bill to be entitled An act creating an Agricultural and Breeding Association Commission for the County of McDowell, and to amend Chapter 39 and Article 31, Sub-chapter 12 of Chapter 82, of the Consolidated Statutes of North Carolina, insofar as same are in conflict therewith.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Connor: H. B. 1435. A bill to be entitled An act to amend Chapter 258 of the Public Laws of 1929, relating to reciprocity extended to non-resident automobile owners.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Parker: H. B. 1436, A bill to be entitled An act to amend House Bill No. 1118, ratified April 24, 1931, being the Omnibus Justice of the Peace Bill, adding a Justice of the Peace in Wayne County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

By Mr. Sutton: H. B. 1437, A bill to be entitled An act authorizing the Board of County Commissioners of Lenoir County, in their discretion, to prorate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars, held by the Clerk of the Superior Court of Lenoir County as such Clerk and Receiver.

Referred to the Calendar Committee.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 650, A bill to be entitled An act to amend Chapter Two Fifty-six of the Public Laws of 1927, entitled, "An act to provide for the distribution of equalizing funds for certain counties so as to provide for an additional member on account of the new Congressional District created at this Session.

On motion of Mr. Jeffress, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 646, A bill to be entitled An act to validate service of Craven County summonses by the Constable of No. Eight Township, Craven County, North Carolina, under Public Laws Extra Session 1921.

On motion of Mr. Willis, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 647, A bill to be entitled An act supplemental to An act being House Bill 1118, to appoint Justices of the Peace of the several counties of North Carolina, ratified on the 24th Day of April, 1931.

On motion of Mr. Davis of Edgecombe, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 648, A bill to be entitled An act to amend the Charter of the Town of Boone, Watauga County, North Carolina, and all amendments thereto, and to repeal Chapter 220 of the Private Laws of 1925, and Chapter 223 of the Private Laws of 1927.

On motion of Mr. Greer, the rules are suspended, and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1426, Joint Resolution to pay expenses of trial of inmates of State



Home and Industrial School for Girls, for attempt to burn buildings of State at Samarcand, North Carolina.

On motion of Mr. Sutton, the Resolution is laid upon the Table.

S. B. 643, A bill to be entitled An act relative to the nomination and election of the County Superintendent of Public Instruction for Iredell County.

On motion of Mr. MacLean, the bill is recalled from the Committee on Education and placed upon the Calendar for its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

S. B. 645, A bill to be entitled An act relative to the election of the County Superintendent of Public Welfare for Iredell County.

On motion of Mr. Turner of Iredell, the bill is taken from the Committee on Public Welfare, and placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1413, A bill to be entitled An act to promote the efficiency in public service and to extend the opportunity to the people of the State to engage therein.

On motion of Mr. Parker the bill is laid on the Table.

H. B. 1294, A bill to be entitled An act relating to relief in tax foreclosures when there has been a mistake as to the lands properly chargeable with the taxes sued for or a failure to provide for segregating the taxes against different parcels belonging to the same owners, or otherwise.

Passes its second reading and remains on the Calendar.

Senate Substitute for H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution and to make the apportionment of the Members of the Senate.

Mr. Edwards offers a Substitute for the Senate Substitute, which fails of adoption.

Mr. Brooks offers an amendment.

Mr. Lumpkin offers an amendment.

On motion of Mr. Connor, the vote by which the Substitute offered by Mr. Edwards was defeated, is reconsidered.

The Substitute offered by Mr. Edwards is adopted.

Upon objection being made, the Substitute bill goes over on its second reading until the next Session.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the Office of Secretary of State:

H. B. 1320, An act to make uniform the pleading and practice of all Courts, except Courts of Justices of the Peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court.

H. B. 1418, An act to amend House Bill No. One Thousand Three Hundred and Forty-nine, which authorizes the City of Asheville to lease public parks, playgrounds, municipal golf links, auditorium and other property owned by said city.

H. B. 1419, An act to enable City of Hickory to lease a lot in its park.

On motion of Mr. Sutton, the House takes a recess until 8:30 o'clock tonight.

## NIGHT SESSION

HOUSE OF REPRESENTATIVES,

Tuesday night, May 26, 1931.

Pursuant to recess, the House meets and resumes consideration of business, with Mr. Speaker Smith presiding.

## CONFERENCE REPORT

The Joint Conference Committee, appointed by the House and the Senate, to consider the differences between the House and Senate on Senate Bill 500 entitled, An act to provide for the listing and valuing of all property, real, personal and mixed at its true value in money, respectfully report that they have agreed as follows:

We recommend the adoption of the House Substitute with following amendments: Section 523, Sub-section 8, division (f), to be amended by striking out the words and figures, in line four (4), "year 1931", and inserting in lieu thereof the words and figures, "years 1931 and 1932", and by adding at the end of said Section, after the word "property" the following: "Provided that in any county where re-valuation has been undertaken in 1931, the Commissioners of said county are authorized to pay the necessary expenses incurred in same, and provided, further, that no horizontal reductions or increases shall be made in real property valuations by townships or for the County as a whole, but equalization may be made as between particular places of real property provided such equalization shall not affect the total values of real property in said county to a greater extent than ten per cent of the values of real property in said county for 1930, and in making such equalization, the commissioners may consider the values reported by the appraisers.

Amend Section 710, in line 13, by adding after the word "extend", the following: "Provided the total of street railways, electric light, power and gas companies, as determined in Section 708 to be certified to each county, shall be the proportion of the assessed value of the physical property in each county bears to the total assessed value of the physical property in the State".

Amend Section 713 by striking out, in line 25, all after the words "right-of-way" down to and including the words "State Board of Assessments", in line 33.

Amend Section 805 by adding a new Section to be numbered Sub-section 8, to read as follows: "Should any taxpayer desire to make a pre-payment of his taxes between July 1st and October 1st, of any year, he may do so by making payment to the County or City Accountant, City Clerk, Auditor or Treasurer, as the governing body may determine and shall be entitled to the following discounts: If paid on or before July 1st, a deduction of 3%; if paid on or before August 1st, a deduction of 2½%; if paid on or before September 1st, a deduction of 2%; if paid on or before October 1st, a deduction of 1½%. Whenever any such payments are made, the auditor or county accountant shall certify the same to the Clerk of the Board of County Commissioners, and the same shall be credited, together with the discount, to the taxes levied to the person, firm, or corporation, which credit shall include the discount upon the above basis".

Amend Section 805 further by adding a new Sub-section 9, to read as



follows: "The County Commissioners of any county may order and direct the payment of taxes in installments of not less than 25% of the amount due, at such time as the County Commissioners may determine the final installment to be made payable not later than May 1st, subject to the discounts and penalties as herein provided.

CHARLES WHEDBEE,  
J. A. PRITCHETT,

*Conferees on the part of the Senate.*

HARRISS NEWMAN,  
A. A. F. SEAWELL,  
R. M. HANES,  
JOHN A. MCRAE,

*Conferees on the part of the House.*

The report is adopted, and the Senate is so notified.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Senate substitute for H. B. 572, A bill to be entitled An act to make effective the Constitutional provisions for State Maintenance of the six months school term.

For concurrence in the Senate substitute.

Referred to the Committee on Education.

SENATE CHAMBER,

May 26, 1931.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has adopted the conference report on S. B. 500, a bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money, and awaits notice of action by your body.

Respectfully,

LEROY MARTIN,  
*Principal Clerk.*

The House having adopted the Conferees' report, the Senate is so notified, to the end that the bill may be Enrolled for ratification.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

Mr. Edwards, for the Committee on Calendar.

H. B. 1437, A bill to be entitled An act authorizing the Board of County Commissioners of Lenoir County in their discretion, to prorate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars. held by the Clerk of the Superior Court of Lenoir County as such clerk and receiver.

And

S. B. 639, A bill to be entitled An act to amend Section 2366 of the Con-

solidated Statutes of North Carolina, so as to make the provisions thereof applicable to Moore County.

With favorable reports.

H. B. 1422, A bill to be entitled An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran on the Pension Roll.

With a favorable report, as amended.

And

H. B. 1409, A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools and to stabilize conditions affecting employment therein.

And

H. B. 1414, A bill to be entitled An act to amend Section 591 of the Consolidated Statutes of 1919, Public Laws of North Carolina relating to power of trial Judge to set aside verdict in his discretion.

And

H. B. 1420, A bill to be entitled An act to provide for the approval by the Personnel Commission of all assistant clerks, clerical help and other legislative employees appointed by the General Assembly.

With unfavorable reports.

By Mr. Harris, for the Committee on Appropriations.

S. B. 637, A bill to be entitled An act to pay the necessary expenses of the Commission authorized by Senate Resolution 624.

With a favorable report, as amended.

By Mr. MacLean, for the Committee on Education.

Committee substitute for H. B. 572, A bill to be entitled An act to make effective the Constitutional provisions for State Maintenance of the six months school term.

With a favorable report.

On motion of Mr. MacLean, the Senate Substitute is adopted, and placed on its immediate passage.

An amendment offered by Mr. Harris is adopted.

An amendment offered by Mr. Seawell is lost.

The Substitute Bill, as amended passes its second and third readings, and is ordered sent to the Senate for concurrence in the House Amendment. The original House bill is laid on the Table.

And

H. B. 564, A bill to be entitled An act to promote the standardization of transportation system for school children and to provide for the economical operation of the same.

With a favorable report, and on motion of Mr. MacLean the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Sutton: H. B. 1438, A bill to be entitled An act to increase the School Committee of LaGrange Graded School District from five to seven members.

Passed its first reading.



Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without Engrossment.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 647, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being a bill entitled An act to appoint Justices of the Peace of the several counties of North Carolina ratified on the Twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

H. B. 1423, An act to amend Chapter Two Hundred and Sixteen of the Public Laws of the Session of One Thousand Nine Hundred and Twenty-three and the several acts amendatory thereof relating to General County Courts.

S. B. 645, An act relative to the election of the County Superintendent of Public Welfare for Iredell County.

S. B. 648, An act to amend the Charter of the Town of Boone, Watauga County, North Carolina, and all amendments thereto and to repeal Chapter Two Hundred Twenty of the Private Laws of One Thousand Nine Hundred Twenty-five, and Chapter Two Hundred Twenty-three Private Laws One Thousand Nine Hundred Twenty-seven.

H. B. 1428, An act to amend Section One Thousand Four Hundred Forty-three of Volume Three of the Consolidated Statutes transferring Watauga County from the Seventeenth to the Sixteenth Judicial District and fixing the terms of Court of said County.

H. B. 1425, An act to authorize the Board of County Commissioners of Gaston County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to Gaston County.

H. B. 1421, An act to amend Senate Bill number Three Hundred Ninety-five, being the Charter of the City of Asheville.

S. B. 646, An act to validate service of Craven County summonses by the constable of number Eight Township, Craven County, North Carolina, under Public-Local Laws Extra Session One Thousand Nine Hundred Twenty-one.

S. B. 650, An act to amend Chapter Two Fifty-six of the Public Laws of One Thousand Nine Hundred and Twenty-seven, entitled "An act to provide for the distribution of Equalizing Funds for certain counties" so as to provide for an additional member on account of the new Congressional District created at this Session.

S. B. 643, An act relative to the nomination and election of the County Superintendent of Public Instruction for Iredell County.

H. B. 1393, An act to amend Senate Bill Four Hundred Forty-seven so as to make uniform in said act the references therein to the administrative head of a division in the Department of Labor.

On motion of Mr. MacLean, the House adjourns, and will meet tomorrow at 10 o'clock A. M.

## ONE HUNDRED TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES,

Wednesday, May 27, 1931.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Smith.

Prayer by Rev. Mr. A. G. Link of the City of Raleigh.

Mr. Thomas, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

## CONFERENCE REPORT

Mr. Harris submits the following report for the Conferees on Substitute for Committee Substitute for H. B. 60, A bill to be entitled An act, to make appropriations for the maintenance of the State's institutions, etc., and moves that it be adopted.

*To the Senate and House of Representatives:*

The Conferees on the part of the Senate and the House, appointed to consider the differences between those two Bodies on Substitute for Committee Substitute for House Bill No. 60, beg to report as follows:

## I.

The Senate recedes from its amendment to Section 1, Article IV, Sub-section 10.

## II.

The House concurs in the Senate amendment adding Section 9 at the end of Article 5. Both Senate and House concur in the following amendment by adding at the end of said Section 9 the following:

"Provided, the total amount spent for this purpose shall not exceed the \$15,000.00 authorized by Chapter 293, Public Laws of 1929".

## III.

The House concurs in Senate amendment to Article 11, Sub-section 2.

## IV.

The Senate recedes from its amendment to Section 20 and the Senate and the House agree to adopt in lieu thereof the following:

"Section 20. That the total of all salaries, wages, fees or other compensation paid out of or under any of the appropriation made in Sections 1, 2, and 3 of this Act to any and all officers, employees or agents of the State or any of its spending agencies, other than compensation paid to those officers whose election to office and compensation are subject to provisions of the Constitution and/or Statutes, be and they are hereby reduced to amounts to be fixed by the Division of Personnel or other body upon which is conferred the duties and powers of fixing and regulating salaries, wages, fees or other compensation; that it is the intent of this Section that the total expenditures for such salaries, wages, fees or other compensation shall be reduced in the aggregate for each spending agency by at least ten per cent of the amount of such salaries, wages, fees or other compensation paid, received or in effect on the first day of July, 1930, and that such adjustments as may be necessary to make effective this reduction shall be made by the heads of the various departments, institutions or other agencies in



accordance with and under the direction of the Division of Personnel or other body upon which is conferred the duties and powers of fixing and regulating salaries, wages, fees and other compensation; Provided, that in no event shall a greater percentage reduction be made in the salaries paid by the educational institutions for instructional services than is made in the salaries of public school teachers under the School Machinery Act.

### V.

The House and Senate recede from Sub-section 2, Section 5, Article IV, and adopt in lieu thereof the following:

"2. There is hereby appropriated for each of the two years of the biennium, the sum of \$15,700,000 for the support of the six months school term; this sum to be supplemented by an additional sum of approximately \$1,300,000 to be derived from fines, forfeitures, penalties, and poll taxes and the further sum of \$1,500,000 for support of or contribution to the extended term, which said sums are to be expended, respectfully, in accordance with the laws enacted at this Session of the General Assembly relative to said six months term and extended term.

"2½. There is hereby appropriated the sum of \$150,000 as an emergency fund to be used and expended by the State Board of Equalization as provided for in the School Machinery Bill".

### VI.

The Senate recedes from its amendment to Section 16 and the House and Senate agree to insert in lieu thereof the following:

"Section 16. The State Hospital at Raleigh is hereby authorized to reimburse Albert Anderson in the sum of \$1,300.00 and James Adams in the sum of \$1,300.00 or a total of \$2,600.00 for the expenses in certain prosecutions in the Superior Court of Wake County in 1928 and the Director of the Budget is authorized and directed to make such allotments as may be necessary to provide for the payment of these reimbursements out of the appropriation to the State Hospital at Raleigh for the fiscal year 1930-31 under Chapter 280 of the Public Laws of 1929".

### VII.

The House concurs in the Senate amendment to Article VII, Section 3.

### VIII.

The Senate and House agree to the following amendments to Article VII.

|   | 1931-32   | 1932-33   |
|---|-----------|-----------|
| (1) University of North Carolina            | \$721,000 | \$721,000 |
| (3) North Carolina College for Women        | 380,000   | 370,000   |
| (4) Cooperative Extension State College     | 125,000   | 125,000   |
| (6) Negro Agriculture and Technical College | 51,800    | 51,800    |
| (8) Appalachian State Teachers College      | 84,000    | 84,000    |

### IX.

The Senate recedes from its amendment to Section 5, Article VII.

### X.

The Senate recedes from its amendment to Section 7, Article VII.

## XI.

The Senate and House agree to amend the figures in Sub-section 2, Section 1, Article III so as to read \$7,035.00 for each year of the biennium.

## XII.

The Senate and House agree to amend the figures in Section 1, Article IV so as to read \$117,000 for each year of the biennium and further amend said Section by striking out the printed matter therein and insert in lieu thereof the following: "(of which at least \$25,000 is to be used each year of the biennium for Armory Drill pay)".

## XIII.

The Senate and House agree to amend Section 3, Article IV by changing the figures therein as follows: For the year 1931-32, \$53,720. For the year 1932-33, \$55,975.

## XIV.

The House and Senate agree to amend Article IV. Section 5, Sub-section 1, to read as follows: "Administration and Supervision, 1931-32, \$100,000; 1932-33, \$100,000.

## XV.

The Senate and House agree to amend Article IV, Section 7, Sub-section 1, "Board of Health, by changing the figures therein to \$352,000 for each year of the biennium.

## XVI

The Senate and House agree to amend Article IV, Section 8, to read as follows: "Historical Commission 1931-32, \$30,000; 1932-33, \$27,000.

## XVII.

The Senate and House agree to amend Article IV, Section 10, Sub-section 2, by striking out the figures \$62,600 and inserting in lieu thereof the figures \$60,000.00 for each year of the biennium and to amend Sub-section 3 of said Section 10, by striking out the words "Child Welfare Commission" and inserting in lieu thereof the words "Division of Standards and Inspection" and to further amend Sub-section 3, by striking out the figures \$25,900 under the appropriation for the year 1932-33 and insert in lieu thereof the figures \$23,400.

## XVIII.

The Senate and House agree to amend Article IV Section 11, "State Library, to provide as follows: For the year 1931-32, \$8,000; for 1932-33, \$8,060.

## XIX

The Senate and House agree to amend Article IV, Section 12, Department of Revenue by changing the figures \$192,600 to the figures \$232,600 for each year of the biennium.

## XX.

The Senate and House agree to amend Section 15, Local Government Commission, by striking out the figures \$60,000 and inserting in lieu thereof the figures \$57,000 for each year of the biennium.

## XXI.

The Senate and House agree to strike out Section 12 and to insert in lieu thereof a new Section as follows:



"Section 12. The appropriation for Cooperative Extension work provided for in Title VII-4 of this Act is made to meet the State's share of the funds provided by the Smith-Lever Act of Congress and to further promote Agricultural work. In cooperating with the counties in Cooperative extension work the efforts of the counties to reduce expenses shall be recognized and given full weight and cooperation shall be continued with all counties on a basis of reduced expenses for extension in line with reduced expenses of other county activities and to the end that the aggregate cost of personal service be reduced at least ten per cent."

The Senate and House agree to further amend Substitute for Committee Substitute for House Bill No. 60, by inserting at the end of Section 21, a new Section as follows:

"Section 21½. That of the appropriation of \$7,035.00 made to the Executive Counsel's office for each year of the biennium not more than \$5,000.00 per year shall be paid for the salary of the Executive Counsel and from and after July 1, 1931, the salary of said Executive Counsel is hereby fixed at said sum of \$5,000.00 per year.

## XXII.

The House and Senate further agree to amend Substitute for Committee Substitute for House Bill No. 60, by adding at the end of Section 22 thereof a new Section as follows:

"Section 22½. That the State Board of Health in cooperation with the counties in county public health work shall recognize the efforts of county authorities to reduce expenses and shall authorize and allow State aid to the counties on any reasonable basis in this respect. It is the intent of this Section that the cost of public health work to the counties be reduced in a manner commensurate with the reductions in other county costs recognizing an aggregate reduction in the cost of personal service of at least ten per cent. That counties desiring part time health officers shall be entitled to and receive the same aid in proportion to the county expenses for county health work as counties having a whole time health officer.

## XXIII.

The Senate and House agree to further amend Substitute for Committee Substitute for House Bill No. 60, as follows:

"Amend Article XII, Section 7, in the printed matter by inserting after the word 'title' and before the figure '5' the figure '3'."

Respectfully submitted,

L. L. GRAVELY,  
HAYDEN CLEMENT,  
WILLIAM F. WARD,  
MRS. E. L. MCKEE,

*Conferees on the part of the Senate.*

R. L. HARRIS,  
W. C. WOODARD,  
R. E. HIPPS,  
THOMAS A. COX,  
HENRY B. EDWARDS,  
THOS. TURNER, JR.

*Conferees on the part of the House.*

Mr. Spence moves as a substitute motion for that offered by Mr. Harris, the following:

Mr. Spence moves that the Conference Report made by the Joint Conferees of the Senate and House on the differences of the two Bodies on Substitute for Committee Substitute for House Bill No. 60, be rejected and that the House Conferees be instructed to continue their conference on said Substitute and eliminate from said Report paragraph 6 of said Conference Report attempting to appropriate to Albert Anderson the sum of \$1300.00 and to James Adams \$1300.00.

SPENCE.

The question now recurs upon the adoption of the motion made by Mr. Spence.

Upon this Mr. Spence calls for the "ayes" and "noes".

The call is sustained, and the motion offered by Mr. Spence fails of adoption by the following vote:

Those voting in the affirmative are: Messrs. Allen, Bender, Binford, Braddy, Brown, Burgin, Butler, Davis of Hyde, Davis of Warren, Day, Fulghum, Graham, Gwyn, Halstead, Helms, Holmes, James, Johnson of Chatham, Johnson of Halifax, Johnson of Pender, Jolly, Jones, Moye, McBee, McGougan, Parker, Readling, Ruffin, Spence, Sutton, Thomas, Waynick, White of Robeson, Whitley, and Young of Harnett—35.

Those voting in the negative are: Messrs. Brooks, Cherry, Connor, Cox of Jackson, Cox of Forsyth, Crouse, Crudup, Davis of Edgecombe, Ervin, Flanagan, Garibaldi, Gatling, Gay, Gill, Groves, Hanes of Forsyth, Harris, Haynes of Surry, Hipps, Hood, Jeffress, Johnston of Ashe, Johnson of Currituck, Long of Alamance, Long of Halifax, MacLean, Mebane, McEachern, McRae, Neal, Newman, Norman, Pitts, Seawell, Smith, Turner of Iredell, Turner of Guilford, Uzzell, Woodall, Woodard, and Young of Durham—41.

The question now recurs upon the motion made by Mr. Harris, that the Conference Report be adopted.

The Conference Report is adopted, and the Senate is so notified.

The Substitute for Committee Substitute for H. B. 60, Appropriations Bill, having been adopted on April 9 and passed its readings on April 10, and the Conference Report thereon having been adopted today, the original bill and the Committee Substitute therefor is laid upon the Table.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 654, A bill to be entitled to require the County Board of Commissioners of Polk County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school term.

Referred to the Committee on the Calendar.

S. B. 658, A bill to be entitled An act to require the County Board of Commissioners of Cleveland County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school.

Referred to the Committee on the Calendar.

H. B. 1235, A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties.



Placed on the Calendar for concurrence in the Senate amendment.

S. B. 651, A bill to be entitled An act to place Mrs. W. H. Hampton, widow of W. H. Hampton, a Confederate Veteran of Watauga County on the Pension Roll.

Referred to the Committee on the Calendar.

S. B. 652, A bill to be entitled An act to place Mrs. William Payne, widow of William Payne, a Confederate Veteran of Watauga County on the Pension Roll.

Referred to the Committee on the Calendar.

H. B. 536, A bill to be entitled An act to repeal Chapter 91, Public-Local Laws, 1927, relating to the Board of County Commissioners of the County of Ashe.

For concurrence in the Senate Substitute.

On motion of Mr. Johnston of Ashe, the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original bill is laid on the Table.

#### STATEMENT

With reference to House Bill 536 I introduced this bill in the House because in my opinion it represented the wishes of an overwhelming majority of the voters of Ashe County. I also had in writing the consent and approval of the Commissioners affected thereby. Now on the last day of the Session the Senate Substitute for said bill comes to the House. In order to get the benefit of the provisions of said Substitute for the future in my County and not as any evidence of changing my own position, I agree to adoption of said Substitute. Any other action on my part at this date would leave the present law unchanged and deny the voters the right to elect their County Commissioners every two years as they desire.

(Signed)

IRA T. JOHNSTON,

Representative, Ashe County.

H. B. 754, A bill to be entitled An act to permit fishing with trot lines and baskets for all kinds of fish except game fish, in the French Board River in Madison County, after having procured a fishing license for the season.

For concurrence in the Senate amendment.

On motion of Mr. McDevitt, the House concurs in the Senate amendment, and the bill is ordered Enrolled.

S. B. 653, A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

Referred to the Committee on the Calendar.

S. B. 591, A bill to be entitled An act relating to the appointment and election of County Superintendents of Public Instruction and District school Committeemen.

Referred to the Committee on the Calendar.

S. B. 655, A bill to be entitled An act to establish and construct a State Highway in Watauga and Ashe Counties connecting State Highway No. 60 and No. 16.

Referred to the Committee on the Calendar.

S. R. 640, Resolution relative to service of Lindsey Knott, a page of the Senate, Session 1931.

Referred to the Committee on Calendar.

S. R. 644, A Joint Resolution concerning the telephone operator.

Referred to the Committee on Calendar.

S. B. 630, A bill to be entitled An act to extend the provisions of Section Seven of Chapter 204 of the Public Laws of 1929, so as to relate to taxes due prior to 1930.

Referred to the Committee on the Calendar.

Committee Substitute for H. B. 1043, A bill to be entitled An act to provide for payment of the Board of County Commissioners of Rowan County to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of State Highway No. 80.

Placed on the Calendar for concurrence in the Senate Substitute.

S. B. 657, A bill to be entitled An act providing for revaluation of property in certain counties.

Referred to the Committee on Calendar.

Substitute for H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission, with respect to Public Service Corporations.

Placed on the Calendar for concurrence in the Senate Substitute.

SENATE CHAMBER,

May 27, 1931.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted the conference report on H. B. 60, the Appropriation Bill, and send you this information in order that the bill may be Enrolled.

Respectfully,

LEROY MARTIN,

*Principal Clerk.*

The House having already adopted a similar report and upon above information the bill is ordered Enrolled.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Moss and Uzzell: H. B. 1429, A bill to be entitled An act to amend Committee Substitute for Senate Bill number 500, ratified May 27, 1931.

Referred to the Committee on Calendar.

By Mr. Whitley: H. B. 1440, A bill to be entitled An act to permit the Sheriff of Wake County to appoint a special Deputy at Lake Myra in Mark's Creek Township.

Referred to the Committee on Calendar.

By Mr. MacLean: H. B. 1441, A bill to be entitled An act to amend Section 5758, Consolidated Statutes, Volume 111, relating to compulsory attendance.

Passed its first reading.

Rules suspended.



Passes its second and third readings, and ordered sent to Senate without Engrossment.

By Mr. Neal: H. B. 1442, A bill to be entitled An act to appoint members of the Board of Education in Avery County.

Referred to the Committee on Calendar.

By Messrs. Seawell, Johnston of Ashe, and Cherry: H. B. 1443, A bill to be entitled An act to supplement the Public School Act of 1931, and to provide an Emergency Fund for the operation of the six months school term.

Referred to the Committee on Calendar.

By Mr. Fulghum: H. B. 1444, A bill to be entitled An act to repeal House Bill number 345, ratified April 25, 1931, entitled, "An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County.

Passed its first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to Senate without Engrossment.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Spence, for the Committee on Finance.

H. B. 1301, A bill to be entitled An act authorizing all Board of Commissioners of each county to postpone the advertisement of the sale of land for taxes until the first Monday in October 1931.

And

H. B. 1303, A bill to be entitled An act to authorize the Board of Commissioners of the Town of Madison to postpone the advertisement of the sale of lots for the collection of assessments until the first Monday in November, 1931.

And

H. B. 1307, A bill to be entitled An act to postpone advertising real property for 1930 taxes in Rowan County until June 1, 1931.

And

H. R. 1255, A resolution to be entitled An act to leave optional with the Board of County Commissioners, as to the revaluation of property.

And

H. B. 1293, A bill to be entitled An act to authorize the Board of Commissioners of Rockingham County to postpone the advertisement for the sale of land for taxes until the first Monday in November, 1931.

And

H. B. 1298, A bill to be entitled An act to raise revenue for the support of the six months school term.

And

H. B. 992, A bill to be entitled An act relative to assessments on property in Wilson County for taxation.

And

H. B. 939, A bill to be entitled An act to defer the quadrennial assessment and valuation of property until the year 1933.

And

H. B. 1072, A bill to be entitled An act to provide for revaluation of prop-

erty in Onslow County in the year One Thousand Nine Hundred Thirty-one.

And

H. B. 28, A bill to be entitled An act to repeal exemption of shares of stock in a foreign corporation in the hands of individual holders from taxes.

And

H. B. 29, A bill to be entitled An act to repeal Sub-section (g) of Section 215, Chapter 345, Public Laws, 1929, relating to exemption from taxation of stocks in foreign corporations.

And

H. B. 99, A bill to be entitled An act to raise additional revenue for the operation of the public schools of North Carolina by levying and collecting a tax on gross annual sales of merchandise at retail.

With unfavorable reports.

By Mr. Connor, for the Committee on Roads.

S. R. 427, A Joint Resolution requesting the State Highway Commission to re-establish the numbering of the State Highway from Burlington to Greensboro Via. Elon College and Gibsonville to be known as No. 10.

With unfavorable report.

And

H. B. 1371, A bill to be entitled An act to refund to Mrs. James E. Colton the amount overcharged her for automobile license tags.

With unfavorable report as to bill, favorable as to Substitute.

By Mr. Edwards, for the Committee on Calendar.

S. B. 591, A bill to be entitled An act relating to the appointment and election of County Superintendent of Public Instruction and District School Committeemen.

And

H. B. 1440, A bill to be entitled An act to permit the Sheriff of Wake County to appoint a special Deputy at Lake Myra in Mark's Creek Township.

And

S. B. 653, A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

And

S. B. 651, A bill to be entitled An act to place Mrs. W. H. Hampton, widow of W. H. Hampton, a Confederate Veteran of Watauga County on the Pension Roll.

And

S. B. 652, A bill to be entitled An act to place Mrs. William Payne, widow of William Payne, a Confederate Veteran of Watauga County on the Pension Roll.

With favorable reports.

And

H. B. 1432, A bill to be entitled An act to repeal House Bill 287, ratified May 13, 1931, the same a bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927 relating to employment of children under 16 years of age.



And

H. B. 1439, A bill to be entitled An act to amend Committee Substitute for Senate Bill number 500, ratified May 27, 1931.

Reported without prejudice.

By Mr. Johnson of Pender, for the Committee on Salaries and Fees.

H. B. 1395, A bill to be entitled An act reducing the salaries of all State officials and employees including all State supported institutions.

With an unfavorable report.

By Mr. Edwards, for the Committee on Calendar.

S. R. 640, Resolution relative to service of Lindsey Knott, a page of the Senate, Session 1931.

And

S. R. 644, Joint Resolution concerning the telephone operator.

With unfavorable reports.

And

Substitute for S. B. 654, A bill to be entitled An act to require the County Board of Commissioners of Polk County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school.

With a favorable report.

And

S. B. 491, A bill to be entitled An act to amend Chapter 392 Public-Local Laws of 1929, relating to the Finances of Duplin County.

With a favorable report as amended.

On motion of Mr. Connor, H. B. 1065, A bill to be entitled An act to revise the Law as to the establishment of cartways to make the same conform to changes in the Public Road Law; is withdrawn from the Conference Committee, and the Conferees discharged. The bill is placed on the Calendar for concurrence in the Senate amendments.

On motion of Mr. Connor, the House concurs in the Senate amendments, and the bill is ordered Enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1294, A bill to be entitled An act relating to relief in tax foreclosures where there has been a mistake as to the lands properly chargeable with the taxes sued for or a failure to provide for segregating the taxes against different parcels belonging to the same owner or otherwise.

On motion of Mr. Ervin the bill is laid on the Table.

S. B. 634, A bill to be entitled An act to repeal the Judicial Conference. Passes its second and third readings, and is ordered Enrolled.

S. B. 639, A bill to be entitled An act to amend Section 2366 of the Consolidated Statutes of North Carolina, so as to make the provisions thereof applicable to Moore County.

Passes its second and third readings, and is ordered Enrolled.

S. R. 637, Joint Resolution to pay the necessary expenses of the Commission authorized by Senate Resolution 624.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1091, A bill to be entitled An act to place Mrs. Caroline A. Nixon,

wife of W. P. Nixon, an ex-Confederate Soldier on the Pension Roll and provide for her a Pension.

On motion of Mr. Haynes of Surry, the bill is laid on the Table.

Substitute for Senate Substitute for H. B. 717, A bill to be entitled An act to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.

On motion of Mr. Johnson of Halifax, the vote by which the Substitute offered by Mr. Edwards at yesterdays Session, and adopted, is reconsidered.

The question now recurs upon the adoption of the Substitute offered by Mr. Edwards.

On motion of Mr. White of Robeson, the Substitute offered by Mr. Edwards, the Senate Substitute and the House Substitute are laid on the Table.

H. B. 1422, A bill to be entitled An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran to the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

H. B. 1437, A bill to be entitled An act authorizing the Board of County Commissioners of Lenoir County in their discretion, to pro-rate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars held by the Clerk of the Superior Court of Lenoir County as such Clerk and receiver.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1440, A bill to be entitled An act to permit the Sheriff of Wake County to appoint a special Deputy at Lake Myra in Mark's Creek Township.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

H. B. 1432, A bill to be entitled An act to repeal House Bill number 287, ratified May 13, 1931, the same being a bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

S. B. 651. A bill to be entitled An act to place Mrs. W. H. Hampton widow of W. H. Hampton, a Confederate Veteran of Watauga County on the Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

S. B. 652. A bill to be entitled An act to place Mrs. William Payne, widow of William Payne, a Confederate Veteran of Watauga County on the Pension Roll.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1925 A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties.

For concurrence in the Senate amendment.

House concurs in the Senate amendment and the bill is ordered Enrolled.



Substitute for H. B. 1371, A bill to be entitled An act to refund to Mrs. James E. Colton the amount overcharged her for automobile license tags.

Substitute adopted.

Passes its second and third readings and is ordered sent to the Senate without Engrossment.

The original bill is laid on the Table.

H. B. 1439, A bill to be entitled An act to amend Committee Substitute for Senate Bill number 500, ratified May 27, 1931.

Passes its second reading and remains on the Calendar.

S. B. 591, A bill to be entitled An act relating to the appointment and election of County Superintendent of Public Instruction and District school Committeemen.

Passes its second and third readings, and is ordered Enrolled.

S. B. 653, A bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

Passes its second and third readings, and is ordered Enrolled.

H. B. 1422, A bill to be entitled An act to add the name of Mrs Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran, to the Pension Roll.

As amended, passes its second and third readings, and is ordered Engrossed and sent to the Senate.

S. B. 491, A bill to be entitled An act to amend Chapter 392, Public-Local Laws 1929, relating to the finances of Duplin County.

As amended, passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

Substitute for S. B. 654, A bill to be entitled An act to require the County Board of Commissioners of Polk County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months schools.

On motion of Mr. Edwards the bill is laid on the Table.

H. B. 1439, A bill to be entitled An act to amend Committee Substitute for Senate Bill No. 500, ratified May 27, 1931.

The question recurs upon the passage of the bill on its third reading.

The bill fails to pass its third reading.

#### ENROLLED BILLS

Mr. Gatling, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 102, An act to raise revenue.

#### ENGROSSED BILLS

Mr. Uzzell, for the Committee on Engrossed Bills and Resolutions, respectfully report that we have carefully examined the following Engrossed bills, and find them properly Engrossed, as follows, and they are sent to the Senate.

H. B. 1422, A bill to be entitled An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran to the Pension Roll.

The Speaker lays before the House the resignation of Honorable Gurney

P. Hood, as a member of the House of Representatives from Wayne County, which reads as follows:

RALEIGH, N. C.

May 27, 1931.

*To the Honorable Speaker of the House of Representatives:*

I, Gurney P. Hood, a Representative in the General Assembly of 1931, from the County of Wayne, do hereby tender my resignation as such member of the House of Representatives.

(Signed)

GURNEY P. HOOD,

Mr. Seawell moves that the resignation be accepted.

The resignation is accepted by a unanimous rising vote.

Expressions of regret are made by members as well as expressions of congratulations, in that he has been elevated into a field of greater usefulness by being appointed to office of Commissioner of Banks, for the State of North Carolina.

On motion of Mr. Johnson of Halifax the House takes a recess until 3:45 o'clock.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

Wednesday, May 27, 1931.

Pursuant to recess the House meets, and resumes consideration of business with Mr. Speaker Smith presiding.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Edwards for the Committee on Calendar:

S. B. 657, A bill to be entitled An act providing for revaluation of property in certain counties.

With an unfavorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 659, Joint Resolution providing for adjournment sine die of the General Assembly.

On motion of Mr. Smith the rules are suspended, and the resolution is placed on its immediate passage.

An amendment offered by Mr. Smith is adopted.

As amended, the resolution passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 661, A bill to be entitled An act to amend Chapter 327 of the Private Laws of 1913, relating to the Town of Hamlet.

On motion of Mr. Spence the rules are suspended, and the bill is placed on its immediate passage.

Passes its second and third readings, and is ordered Enrolled.



S. B. 660, A bill to be entitled An act to require the County Board of Commissioners of Johnston County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school.

Referred to the Committee on Calendar.

Substitute for Committee Substitute for S. B. 641, A bill to be entitled An act to fix a limit to the cutting of salaries of teachers in the public schools and to stabilize conditions affecting employment therein.

For concurrence in the Senate amendment.

On motion of Mr. Jeffress the House concurs in the Senate amendment and the bill is ordered Enrolled.

The original bill is laid on the Table.

S. R. 662, A Resolution relative to the appropriation for the operation of the six months school term.

On motion of Mr. Spence the rules are suspended and the bill is placed on the Calendar for its immediate consideration.

On motion of Mr. Spence the bill is laid on the Table.

Senate Substitute for H. B. 1043, A bill to be entitled An act to provide for payment by the Board of County Commissioners of Rowan to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of State Highway No. 80.

For concurrence in the Senate Substitute.

On motion of Mr. Uzzell the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original House Bill is laid on the Table.

Senate Substitute for H. B. 1261, A bill to be entitled An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

For concurrence in the Senate Substitute.

On motion of Mr. Gill the Senate Substitute is adopted.

Passes its second and third readings, and is ordered Enrolled.

The original House Bill is laid on the Table.

H. B. 893, A bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session One Thousand Nine Hundred Fifteen, changing the powers of the Town of Sanford with regard to license taxes.

On motion of Mr. Turner of Guilford the bill is laid on the Table.

#### ENROLLED BILLS

Mr. Bender, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 536, An act to repeal Chapter Ninety-one, Public-Local Laws, One Thousand Nine Hundred and Twenty-seven, relating to the Board of County Commissioners of the County of Ashe.

H. B. 1436, An act to amend House Bill number One Thousand One Hundred Eighteen, ratified April twenty-fourth, One Thousand Nine Hundred Thirty-one, being the Omnibus Justice of the Peace Bill, adding a Justice of the Peace in Wayne County.

H. B. 1429, An act with reference to the appointment and classification of Deputies in the office of the Clerk of the Recorder's Court of Durham County.

H. B. 1427, An act to amend Chapter Fifteen, Private Laws of One Thousand Nine Hundred and Twenty-three, relative to the Charter of the City of Elizabeth City, North Carolina.

H. B. 811, An act to amend Chapter Two Hundred Fifty-two, Public-Local Laws of One Thousand Nine Hundred Twenty-five, relating to commission allowed Sheriff of Avery County for collecting taxes.

S. B. 652, An act to place Mrs. William Payne, widow of William Payne, a Confederate Veteran of Watauga County, on the Pension Roll.

H. B. 1406, An act to place Mrs. Ameander Eller of Wilkes County, on the Pension Roll.

H. B. 1235, An act to amend Section One Thousand Eight Hundred and Sixty-four of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties by adding Rockingham County.

H. B. 1430, An act to repeal Chapter Five Hundred and Four, Public-Local Laws of Session of One Thousand Nine Hundred and Fifteen, relative to the Municipal Court in the City of High Point, and to amend Section Twenty of Chapter Five Hundred and Sixty-nine, Public-Local Laws of One Thousand Nine Hundred and Thirteen, relative to the Municipal Court of the City of High Point.

H. B. 1415, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

H. B. 1433, An act to prohibit the Board of Commissioners of Madison County from levying a special tax.

H. B. 1438, An act to increase the School Committee of LaGrange Graded School District from five to seven members.

S. B. 564, An act to promote the standardization of transportation system for school children, and to provide for the economical operation of the same.

S. R. 637, A Joint Resolution to pay the necessary expenses of the Commission authorized by Senate Resolution Six Hundred and Twenty-four.

H. B. 1424, An act to amend Section Three Thousand Three Hundred and Sixty-six (h) of the Consolidated Statutes, validating certain acknowledgements of deeds taken by Notaries, so as to make it apply also to acknowledgements taken by Justices of the Peace in like cases.

H. B. 1435, An act to amend Chapter Two Hundred and Fifty-eight of the Public Laws of One Thousand Nine Hundred and Twenty-nine, relating to reciprocity extended to non-resident automobile owners.

H. B. 710, An act for reducing ad valorem taxes in the County-wide, Special Charter and Local School Tax Districts of the State.

H. B. 754, An act to permit fishing with trot lines, for all kinds of fish except game fish, in the French Board River in Madison County, after having procured a fishing license for the season.

H. B. 1437, An act authorizing the Board of County Commissioners of Lenoir County in their discretion, to prorate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars, held by the Clerk of the Superior Court of Lenoir County as such Clerk and Receiver.

S. B. 580, An act providing for certain special taxes in Duplin, Avery,



Dare, Tyrrell, Pender, Clay, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Person, Polk, Rutherford, Swain, Watauga, and Wilson Counties.

H. B. 1431, An act supplemental to House Bill One Thousand One Hundred and Eighteen, the same being "A bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina", ratified on the Twenty-fourth day of April, One Thousand Nine Hundred and Thirty-one.

S. B. 653, An act to amend Section One Thousand Eight Hundred and Sixty-four of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

H. B. 1286, An act to amend Section One Thousand Three Hundred Thirty-one of the Consolidated Statutes, relative to the auditing of county accounts.

S. B. 639, An act to amend Section Two Thousand Three Hundred Sixty-six of the Consolidated Statutes of North Carolina, so as to make the provisions thereof applicable to Moore County.

H. B. 1237, An act to amend Chapter One Hundred and Forty-four, Public Laws One Thousand Nine Hundred and Fifteen, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations."

H. B. 1065, An act to revise the Laws as to the establishment of cart-ways to make the same conform to changes in the Public Road Law.

H. B. 1440, An act to permit the Sheriff of Wake County to appoint a special deputy at Lake Myra in Mark's Creek Township.

S. B. 651, An act to place Mrs. W. H. Hampton, widow of W. H. Hampton, a Confederate Veteran of Watauga County, on the Pension Roll.

H. B. 1029, An act to amend Section Six Thousand and Fifty-four of the Consolidated Statutes, placing Sampson County under the Primary Law.

S. B. 634, An act to repeal the Judicial Conference.

H. B. 1412, An act to authorize the Board of Commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners.

The Speaker lays before the House the resignation of Hon. E. B. Jeffress, as a member of the House of Representatives, from Guilford County, which reads as follows:

RALEIGH, N. C.,

May 27, 1931.

*To the Honorable Speaker of the House of Representatives:*

I, E. B. Jeffress, a Representative in the General Assembly of 1931 from the County of Guilford, do hereby tender my resignation as such member of the House of Representatives. I have accepted the position as Chairman of the State Highway Commission, and I desire to enter upon the duties of that office.

(Signed)

E. B. JEFFRESS.

Mr. Waynick of Guilford moves that the resignation be accepted.  
The resignation is accepted.

Expressions of regret are made by members, as well as expressions of

congratulations in that he has been elevated into a field of greater usefulness by being appointed as Chairman of the Highway Commission for the State of North Carolina.

The Speaker lays before the House the resignation of Hon. W. W. Neal, as a member of the House of Representatives from McDowell County, which reads as follows:

May 27, 1931.

*To the Honorable Speaker of the House of Representatives:*

I, W. W. Neal, a Representative in the General Assembly of 1931, from the County of McDowell, do hereby tender my resignation as such member of the House of Representatives.

(Signed)

W. W. NEAL.

Mr. Waynick of Guilford moves that the resignation be accepted.

The resignation is accepted.

Expressions of regret are made by members, as well as expressions of congratulations in that he has been elevated into a field of greater usefulness by being appointed as a member of the Highway Commission for the State of North Carolina.

On motion of Mr. Spence the House takes a recess until 8:15 o'clock tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
Wednesday night, May 27, 1931.

Pursuant to recess the House meets and resumes consideration of business with Mr. Speaker Smith presiding.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Edwards: H. B. 1445, A bill to be entitled An act supplemental to H. B. 895, the same being "A bill to be entitled An act to amend Section 1443, Volume Three of the Consolidated Statutes providing an extra Term of Court for Cleveland County.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without Engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1045, A bill to be entitled An act to provide for a study by the Tax Commission and for its successors of the question of listing and assessing property for taxation.

For concurrence in the Senate amendment. On motion of Mr. Spence, the House concurs in the Senate amendment, and the bill is ordered Enrolled.

H. B. 1422, A bill to be entitled An act to add the name of Mrs. Nannie



C. Waldrop of Henderson County, widow of a Confederate Veteran, on the Pension Roll.

For concurrence in the Senate amendment. On motion of Mr. Flanagan, the House concurs in the Senate amendment, and the bill is ordered Enrolled.

Mr. Cox of Forsyth, offers the following rules in addition to the Standing House Rules, and upon motion of Mr. Cox the same are adopted:

SPECIAL REPORT OF THE COMMITTEE ON RULES SUGGESTING CERTAIN NEW RULES AND AMENDMENTS TO THE PRESENT RULES OF THE HOUSE, TO THE END THAT THE SAME MAY BE INCORPORATED IN THE RULES OF THE HOUSE PRIOR TO THE ADJOURNMENT THEREOF.

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Amend Rule 22, by adding the following: "A motion to Table or adjourn shall be seconded before the motion is put by the Speaker to the vote of the House".

Amend Rule 35, by adding thereto the following: "A quorum shall consist of a majority of the qualified members of the House".

Amend by striking out Rule 42½ and inserting in lieu thereof the following:

"42½. When any member desires to interrupt a member having the floor he shall first obtain recognition by the Chair and permission of the member occupying the floor, and when so recognized and such permission is obtained, he may propound a question to the member occupying the floor, but he shall not propound a series of questions or interrogatories or otherwise interrupt the member having the floor; and the Speaker shall, without the point of order being raised, enforce this rule."

Amend by adding a new rule to be placed between Rules 26 and 27, and to be numbered 26½, or otherwise appropriately numbered, to read as follows:

"26½. In case of adjournment without any hour being named the House shall reconvene on the next Legislative day at twelve o'clock noon."

Amend by adding a new rule to be properly numbered as follows:

"A motion to Table an amendment sent up from the floor shall not be construed as a motion to Table the principal bill or any other amendment which has been offered thereto, and if such motion is carried only the amendment shall lie upon the Table."

Amend Rule 57, as printed on Page 15, by striking out the words in Line 10 thereof "in their order", and inserting in lieu thereof "in inverse order".

. Amend by adding a new rule to be properly numbered under the head "Joint Committees" as follows:

"Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to adopt a substitute adopted by the Senate for a bill originating in the House, a Conference Committee shall be appointed upon motion made, consisting of the number named in the motion; and the bill under consideration shall thereupon go to and be considered by the Joint Conferees on the part of the House and Senate. In considering matters in differences between the House and Senate committed to the Conferees, only such matters as are

in difference between the two Houses shall be considered by the Conferees, and the Conference Report shall deal only with such matters. The Conference Report shall not be amended. Except as herein set out the Rules of the House of Representatives of Congress shall govern the appointment, conduct, and report of the Conferees.

Add a new rule to be properly numbered as follows:

"A bill from the unfavorable Calendar shall not be debatable, but the movant may make a brief and concise statement of the reasons for the motion before making the motion, taking not more than five minutes".

The Speaker and the Principal Clerk of the House are hereby directed to have a copy made of the present Rules of the House incorporating therein these amendments in proper order and properly numbered, and cause two hundred copies thereof to be printed, to be paid for from the proper appropriation.

#### ENROLLED BILLS

Mr. Ervin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly Enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1445, An act supplemental to House Bill Eight Hundred and Ninety-five, the same being "A bill to be entitled An act to amend Section One Thousand Four Hundred and Forty-three, Volume Three of the Consolidated Statutes, providing an extra Term of Court for Cleveland County," ratified April second, One Thousand Nine Hundred and Thirty-one.

H. B. 1422. An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate Veteran to the Pension Roll.

H. B. 1045, An act to provide for study by the Tax Commission of the question of listing and assessing property for taxation.

H. B. 572, An act to make effective the Constitutional provision for State maintenance of the Six Months School Term.

H. B. 1043, An act to provide for payment by the Board of County Commissioners of Rowan County to the Towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of State Highway number Eighty.

S. B. 591, An act relating to the appointment and election of County Superintendents of Public Instruction and District School Committeemen.

S. B. 491, An act to amend Chapter Three Hundred Twenty-two, Public-Local Laws One Thousand Nine Hundred Twenty-nine, relating to the finances of Duplin County.

S. B. 661, An act to amend Chapter Three Hundred Twenty-seven of the Private Laws of One Thousand Nine Hundred Thirteen, relating to the Town of Hamlet.

H. B. 1444, An act to repeal House Bill number Three Hundred Forty-five, ratified April Twenty-fifth, One Thousand Nine Hundred Thirty-one, entitled "An act to fix certain fees of Sheriff and other officers authorized to serve process in Johnston County."

H. B. 1441, An act to amend Section Five Thousand Seven Hundred and Fifty-eight, Consolidated Statutes, Volume Three, relating to compulsory attendance.

S. B. 641, An act to fix a limit to the cutting of salaries of teachers in the public schools, and to stabilize conditions affecting employment therein.

H. B. 1261, An act to prescribe certain powers and duties of the North



Carolina Corporation Commission with respect to public service corporations.

S. B. 500, An act to provide for the listing and valuing of all property, real personal, and mixed, at its real value in money.

H. B. 1401, An act to authorize the Board of Commissioners of Harnett County to place the Sheriff and all of his Deputies on a salary basis.

H. B. 60, An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State Government and providing for the reduction of salaries of all officers, employees and agents of the State.

S. R. 659, A Joint Resolution providing for adjournment sine die of the General Assembly.

MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
May 27, 1931.

Mr. Speaker:

You are respectfully advised that the business of the Senate has been concluded, and having received a message of like effect from your Honorable Body, the Senate stands ready at the hour of 9 o'clock P. M. to open the doors of the Senate in order that the gavels may fall simultaneously and adjournment sine die declared.

LEROY MARTIN,  
*Principal Clerk,*

Pursuant to the information submitted above, the House of Representatives having completed the business before it, a message is ordered sent to the Senate informing that Honorable Body that the House stands ready for adjournment.

The doors of the House and Senate are thrown open; the President of the Senate is perceived standing ready to let fall the gavel; the hour for adjournment fixed by Joint Resolution passed the two Houses having arrived, the Speaker of the House of Representatives declares the House of Representatives of the Genral Assembly of the Session of 1931 adjourned sine die.

WILLIS SMITH,  
*Speaker of the House of Representatives.*

THAD EURE,  
*Principal Clerk of the House of Representatives.*

## APPENDIX

## HOUSE RESOLUTIONS

A RESOLUTION RELATIVE TO THE DEATH OF THE HONORABLE  
JOHN H. DILLARD, REPRESENTATIVE FROM CHEROKEE  
COUNTY

WHEREAS, the members of the House of Representatives of the State of North Carolina, have this day received the sad tidings of the death of the Hon. John H. Dillard, Representative from Cherokee County; and

WHEREAS, the late Hon. John H. Dillard has served his State with fidelity and high distinction as a member of the House of Representatives and in other positions of honor and trust and has endeared himself by his high public services and by his lofty character and by his genial disposition to the members of the House of Representatives; and

WHEREAS, the House of Representatives desires to pay a fitting tribute to the said late Hon. John H. Dillard.

Now, therefore, be it resolved by the House of Representatives as follows:

First: That in the death of the late Hon. John H. Dillard the State of North Carolina has lost a most valued public servant and his friends and family have sustained an irreparable loss, and the House of Representatives hereby extends to the family of the deceased its deepest and heartfelt sympathy.

Second: That a Committee of five members be appointed by the Speaker of the House of Representatives from the membership of said Body to attend the funeral of the said late Hon. John H. Dillard and to express to the members of his family sympathy of the said House of Representatives on account of their great bereavement.

Third: That a copy of this resolution signed by the Speaker of the House of Representatives and attested by the Principal Clerk be forwarded to the family of the deceased.

Fourth: That when the House of Representatives adjourn this day, that it adjourn in honor of the memory of the late Hon. John H. Dillard.

Fifth: That this resolution shall be in force upon its adoption.

Adopted February 11, 1931.

A RESOLUTION REQUIRING THE HEADS OF ALL THE DEPART-  
MENTS OF THE STATE GOVERNMENT TO FURNISH TO THE  
MEMBERS OF THE HOUSE OF REPRESENTATIVES A LIST OF  
THE EMPLOYEES OF THEIR RESPECTIVE DEPARTMENTS AND  
THE DUTIES AND SALARY OF EACH

WHEREAS, the House passed the following resolution on January twelfth. One Thousand Nine Hundred Thirty-one, and the resolution has not yet passed the Senate, and

WHEREAS, we regard the information sought to be obtained as necessary in order to vote intelligently on the proposed economy measure; Now, therefort, be it

*Resolved by the House of Representatives:*

Section 1. That the head of each and every Department of the State Government shall immediately prepare a report showing in detail a list



of all employees in his department, giving their names, the salary of each, the duties of each, the numbers of hours a day that each is actively engaged in departmental work, and the number of days a year that each is actively engaged in departmental work.

Section 2. That the head of each and every Department of the State Government shall place a copy of his report, compiled under the direction of this resolution, in the hands of each member of the House of Representatives within seven days the ratification of this resolution.

Section 3. That this resolution be in full force and effect from and after its adoption.

Adopted February 17, 1931.

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RESOLUTION OF THE HOUSE OF REPRESENTATIVES PROVID-  
ING FOR THE ADOPTION OF A RULE GOVERNING  
CONFERENCE COMMITTEES

*Resolved by the House of Representatives:*

Section 1. That a new rule of the House of Representatives be and the same is hereby adopted to be known as Rule No. 68 reading as follows:

No. 68. When a Conference Committee shall have been appointed by the Speaker of the House of Representatives to confer with a like Committee of the Senate upon differences between the two Houses with respect to any bill providing for the raising of revenue, considered or acted upon by the two respective Houses, such joint Conference Committee may give consideration to such differences and include in its report recommendations for amendments to the Bill by the inclusion of new matter not included in the original Bill or amendments adopted thereto by either House, and the House of Representatives shall receive, consider and act upon such report including such new matter.

Section 2. That this Resolution shall take effect from and after its adoption.

Adopted April 29, 1931.

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HOUSE RESOLUTION AUTHORIZING CONTINUANCE OF CON-  
FERENCE COMMITTEE ON HOUSE BILL NUMBER 102

WHEREAS, the House Conferees heretofore appointed and acting with Senate Conferees to adjust differences between the two Bodies growing out of House Bill 102, known as the Revenue Bill, have in their deliberations and recommendations attempted to have carried out the will of the House as reflected by majority vote; and

WHEREAS, the report of the Conferees, concurred in by the House, has been rejected by the Senate; and

WHEREAS, it is the sense of the House that the Conferees heretofore appointed should continue their deliberations and efforts towards adjustment, working in collaboration with like Committee on Conferees from the Senate, to the end that another Conference Report be submitted not later than Tuesday, the twelfth: Now, therefore, be it

*Resolved by the House of Representatives:*

That it is the sense of the House that said Conferees heretofore appointed to work with like Committee of Conferees from the Senate be not dis-

charged, but that, renewing the confidence on the part of the House in said Conferees, it is the sense of the House that they be continued, and they hereby are authorized to continue, and to work to the end that a revenue measure be provided for the support of the Constitutional School Term without ad valorem tax, and report back not later than Tuesday, May the twelfth.

Adopted May 7, 1931.

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HOUSE RESOLUTION DIRECTING THAT ALL COMMITTEE  
CLERKS, EXCEPTING CLERK TO FINANCE COM-  
MITTEE, BE DISPENSED WITH

WHEREAS, it is the sense of the House of Representatives that all economies possible should be adopted, realizing that all the employees now employed by the various committees are not needed in view of the fact that only two or three important public matters remain to be enacted by this session of the General Assembly, and

WHEREAS, it is felt that the Committee Clerk of the Finance Committee being familiar with her work and would possibly be needed in connection with matters coming before that Committee; Now, therefore, be it

*Resolved by the House of Representatives:*

Section 1. That all Committee Clerks, except the Clerk to the Finance Committee, be dispensed with after this date.

Section 2. That this resolution be in full force and effect after its adoption.

Adopted May 8, 1931.



AMOUNTS PAID MEMBERS, OFFICERS AND EMPLOYEES OF THE  
NORTH CAROLINA HOUSE OF REPRESENTATIVES, SESSION 1931

**Organizing House**

|  | No. Days<br>Salary | Amount   | Mileage |
|--|--------------------|----------|---------|
| Alex Lassiter, Former Prin. Clerk..... | 8                  | \$56.00  | \$24.00 |
| Mrs. Annie E. Cooper, Assistant.....   | 4                  | 24.00    |         |
| William Baker, Assistant.....          | 3                  | 18.00    |         |
| Paul Banks, Assistant.....             | 3                  | 18.00    |         |
|  |                    | <hr/>    | <hr/>   |
|  |                    | \$116.00 | \$24.00 |

**Speaker's Office**

|                                    |     |            |         |
|------------------------------------|-----|------------|---------|
| Willis Smith, Speaker.....         |     | \$700.00   |         |
| Miss Eliza Hill Grimes, Clerk..... | 109 | 654.00     | 22.00   |
|                                    |     | <hr/>      | <hr/>   |
|                                    |     | \$1,354.00 | \$22.00 |

**Principal Clerk's Office**

|   |     |            |         |
|---|-----|------------|---------|
| Thad Eure, Principal Clerk.....                   | 148 | \$1,036.00 | \$28.00 |
| William Baker, Journal Clerk.....                 | 148 | 888.00     |         |
| Grace B. Horton, Disbursing Clerk.....            | 148 | 888.00     |         |
| J. C. Cox, Calendar Clerk.....                    | 143 | 858.00     | 12.90   |
| D. F. Batts, General Clerk.....                   | 148 | 888.00     | 13.00   |
| Mrs. Annie E. Cooper, Chief Journal Clerk.....    | 148 | 888.00     |         |
| Mrs. John G. Allen, Jr., Ass't Journal Clerk..... | 148 | 888.00     | 4.40    |
| Miss Naomi Nachamson, (As Above).....             | 148 | 888.00     | 5.40    |
| Miss Etta Dunn, (As Above).....                   | 148 | 888.00     | 16.60   |
| Miss Virginia Dixon, (As Above).....              | 148 | 888.00     |         |
|   |     | <hr/>      | <hr/>   |
|   |     | \$8,998.00 | \$80.30 |

**Reading Clerk**

|                                    |     |          |         |
|------------------------------------|-----|----------|---------|
| B. L. Lunsford, Reading Clerk..... | 141 | \$846.00 | \$54.40 |
|                                    |     | <hr/>    | <hr/>   |
|                                    |     | \$846.00 | \$54.40 |

**Engrossing Department**

|   |     |            |          |
|---|-----|------------|----------|
| Miss Rosa Mund, Chief.....              | 144 | \$1,008.00 | \$30.60  |
| Miss Grace Green, Assistant.....        | 97  | 582.00     | 21.20    |
| Miss Freda Webb, Assistant.....         | 141 | 846.00     |          |
| Miss Lucille Collins, Assistant.....    | 141 | 846.00     | 15.40    |
| Miss Doris Gardner, Assistant.....      | 141 | 846.00     | 8.00     |
| Miss Ellen McKenzie, Assistant.....     | 141 | 846.00     | 27.20    |
| Miss Allie Lee Pierce, Assistant.....   | 141 | 846.00     |          |
| Mrs. J. J. Lane, Assistant.....         | 141 | 846.00     |          |
| Mrs. J. H. Cordon, Assistant.....       | 141 | 846.00     | 7.60     |
| E. P. Harrington, Assistant.....        | 141 | 846.00     | 11.20    |
| Miss Mary MacLean, Assistant.....       | 7   | 42.00      | 22.00    |
| Mrs. W. J. Peele, Assistant.....        | 141 | 846.00     |          |
| Miss Lucy Goode Jackson, Assistant..... | 125 | 750.00     | 3.40     |
|   |     | <hr/>      | <hr/>    |
|   |     | \$9,996.00 | \$146.60 |

## Printed Bills Department

|  | No. Days | Salary | Amount           | Mileage       |
|--|----------|--------|------------------|---------------|
| Hubert Rand, Chief Document Clerk..... | 141      |        | \$846.00         | \$1.20        |
| F. K. Stevens, Assistant.....          | 141      |        | 846.00           | 37.80         |
| Miss Mary Costen, Assistant.....       | 141      |        | 846.00           | 30.00         |
|  |          |        | <hr/> \$2,538.00 | <hr/> \$69.00 |

## Pages

|                         |     |          |                  |               |
|-------------------------|-----|----------|------------------|---------------|
| Paul Banks, Chief.....  | 148 | \$592.00 |                  |               |
| Wayland Matthews.....   | 142 | 355.00   |                  |               |
| Luther C. McKinnon..... | 142 | 355.00   |                  | \$11.40       |
| T. J. Horner, Jr.....   | 141 | 352.50   |                  | 6.00          |
| William Piatt, Jr.....  | 141 | 352.50   |                  | 3.10          |
| F. I. Sutton, Jr.....   | 108 | 270.00   |                  | 7.80          |
| Billy Seawell.....      | 141 | 352.50   |                  | 5.00          |
| John Puett, Jr.....     | 141 | 352.50   |                  | 20.00         |
| Albert Hughes.....      | 86  | 215.00   |                  | 5.00          |
| Beverly Johnson.....    | 142 | 355.00   |                  | .90           |
|                         |     |          | <hr/> \$3,552.00 | <hr/> \$59.20 |

## Sergeant-At-Arms Department

|                                 |     |                  |  |                |
|---------------------------------|-----|------------------|--|----------------|
| C. M. Higgins, Sergeant.....    | 142 | \$852.00         |  | \$23.20        |
| J. F. Burkhead, Assistant.....  | 141 | 846.00           |  | 22.00          |
| W. E. Cole, Assistant.....      | 141 | 493.50           |  |                |
| J. C. Johnson.....              | 141 | 493.50           |  | 11.20          |
| T. W. Phillips.....             | 141 | 493.50           |  | 38.80          |
| W. R. Jones.....                | 141 | 493.50           |  | 38.80          |
| W. T. Thomas.....               | 93  | 325.00           |  |                |
| Fred Hackney, (Colored).....    | 141 | 423.00           |  |                |
| Sylvester Harris (Colored)..... | 85  | 255.00           |  |                |
| Moses McLean (Colored).....     | 148 | 444.00           |  |                |
| Tom Hines (Colored).....        | 141 | 423.00           |  |                |
| Joe Iredell (Colored).....      | 141 | 423.00           |  |                |
| Walter Alston (Colored).....    | 142 | 426.00           |  | 3.20           |
| George Fleming (Colored).....   | 4   | 6.00             |  |                |
| John Hughes (Colored).....      | 4   | 6.00             |  |                |
| Ruben Gunter (Colored).....     | 4   | 6.00             |  |                |
| Tom Williams (Colored).....     | 4   | 6.00             |  |                |
| Charlie Cooper (Colored).....   | 4   | 6.00             |  |                |
|                                 |     | <hr/> \$6,421.00 |  | <hr/> \$137.20 |

## Committee Clerks

|   |     |          |  |         |
|---|-----|----------|--|---------|
| Miss Mary Griffin, Public Roads.....      | 116 | \$580.00 |  | \$44.00 |
| Miss Eliza Wynne, Finance.....            | 135 | 675.00   |  |         |
| Miss Mary MacLean, Crts. & J. Dists.....  | 116 | 580.00   |  |         |
| Miss Lula Sutton, Judiciary Nos. 1-2..... | 116 | 580.00   |  | 17.60   |
| Miss Mellie G. Mayo, Education.....       | 116 | 580.00   |  | 22.00   |



|  | No. Days<br>Salary | Amount | Mileage |
|--|--------------------|--------|---------|
| Mrs. Frank Freeze, Counties, Cts. & Tns..... | 116                | 580.00 |         |
| Miss Rosalie Turner, Reorganization Gvt..... | 89                 | 445.00 | 16.00   |
| A. M. Burns, Appropriations.....             | 116                | 580.00 | 12.00   |

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\$4,600.00    \$111.60

**Summary**

| Departments                              | Per Diem    | Mileage  | Total       |
|--|-------------|----------|-------------|
| Organization of House.....               | \$116.00    | \$24.00  | \$140.00    |
| Speaker's Office.....                    | 1,354.00    | 22.00    | 1,376.00    |
| Principal Clerk's Office.....            | 8,998.00    | 80.30    | 9,078.30    |
| Reading Clerk.....                       | 846.00      | 54.40    | 900.40      |
| Engrossing Department.....               | 9,996.00    | 146.60   | 10,142.60   |
| Printed Bills.....                       | 2,538.00    | 69.00    | 2,607.00    |
| Pages.....                               | 3,552.00    | 59.20    | 3,611.20    |
| Sergeant-At-Arms.....                    | 6,421.00    | 137.20   | 6,558.20    |
| Committee Clerks.....                    | 4,600.00    | 111.60   | 4,711.60    |
| Totals.....                              | \$38,421.00 | \$704.30 | \$39,125.30 |
| Summary Grand Total Brought Forward..... |             |          | \$39,125.30 |

**Membership**

|   |              |
|---|--------------|
| 118 Members @ \$600.00.....   | \$70,800.00  |
| Paid to Mrs. John H. Dillard (Widow of Hon. John H. Dillard,<br>Cherokee County, Deceased)..... | 600.00       |
| GRAND TOTAL.....  | \$110,525.30 |

Respectfully Submitted,

THAD EURE,

*Principal Clerk.*

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES AND  
OTHER PROPERTY

## Principal Clerk's Office:

- 1 roll top desk.
- 1 flat top desk.
- 1 typewriter desk.
- 1 small table.
- 3 steel filing sections.
- 1 revolving oak desk chair.
- 1 large revolving chair.
- 3 small plain chairs.
- 1 typewriter chair.
- 1 waste paper basket.
- 2 wire baskets.
- 5 bill files.
- 8 clip boards.
- 1 steel combination bill case, with keys.
- A supply of rubber stamps.
- A small supply of blank forms.
- 1 costumer.
- Folders and index for filing case.
- 2 old numbering machines.
- 1 new numbering machine.

## In Journal Clerk's Office, above Principal Clerk.

- 1 mirror.
- 1 large table.
- 2 typewriter chairs.
- 4 typewriter desks—small.
- 1 bowl.
- 1 pitcher.
- 2 waste baskets.
- 1 costumer.
- 1 wire basket.
- 1 bucket.
- 2 House Journals.
- 2 plain chairs.

## Speaker's Office:

- 1 mirror.
- 1 pitcher.
- 1 bookcase.
- 1 costumer.
- 1 flat top desk.
- 1 typewriter desk.
- 5 plain chairs.
- 1 upholstered chair.
- 1 typewriter chair.



## In Front Lobby, Used by Disbursing Clerk:

- 1 flat top desk.
- 1 office chair.
- 1 small desk.
- 1 desk lamp.

## Equipment for Telephone Operator:

- 1 desk lamp.

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| Special officers, to repeal local act.....        | 218, 232, 243, 304           |
| Temporary cartways, to provide.....               | 312, 328, 343, 560           |

## CABARRUS COUNTY

## Representative Sam Black:

|                             |                              |
|-----------------------------|------------------------------|
| Sworn in.....               | 7                            |
| Committee assignments.....  | 39, 41, 43, 55               |
| Reports for committees..... | 109, 206, 330, 400, 447, 462 |
| Bills and resolutions.....  | 264                          |

## Local matters:

|                                       |                    |
|---------------------------------------|--------------------|
| Mount Pleasant, to amend charter..... | 704, 709, 714, 718 |
|---------------------------------------|--------------------|

## CALDWELL COUNTY

## Representative N. H. Gwyn:

|                            |                                      |
|----------------------------|--------------------------------------|
| Sworn in.....              | 7                                    |
| Committee assignments..... | 40, 41, 42                           |
| Leave of absence.....      | 73, 98                               |
| Bills and resolutions..... | 38, 39, 167, 259, 296, 404, 516, 727 |

## Local matters:

|   | PAGE                                   |
|---|--|
| County officers, relating to salary               | 259, 270, 289, 438                     |
| Granite Falls, to regulate municipal corporations | 38, 51, 56, 65                         |
| Granite Falls School District, relating to        | 404, 530, 549, 842                     |
| Justices of the Peace, to validate acts           | 296, 309, 335, 349, 438                |
| Lenoir, relating to improvements                  | 405, 425, 458, 477, 488                |
| Recorder's Court, to confer additional authority  | 516, 552                               |
| Recorder's Court, to confer civil jurisdiction    | 259, 281, 287, 345                     |
| Sheriff, to fix fee of                            | 259, 270, 287, 438, 727, 745, 756, 818 |
| Temporary cartways, to provide                    | 312, 328, 343, 560                     |

## CAMDEN COUNTY

### Representative W. I. Halstead:

|                        |   |
|------------------------|---|
| Sworn in               | 7   |
| Committee assignments  | 40, 42, 43, 451, 483                                    |
| Leave of absence       | 50  |
| Reports for committees | 303, 550, 559, 615, 723                                 |
| Bills and resolutions  | 13, 75, 76, 178, 207, 322, 333, 351, 366, 431, 610, 704 |

### Local matters:

|   |                   |
|---|-------------------|
| County Commissioners to appoint rural policemen | 76, 89, 97, 134   |
| Revaluation, to authorize postponement          | 366, 442, 658     |
| Sheriff, relating to salary of                  | 76, 100, 106, 199 |

## CARTERET COUNTY

### Representative Luther Hamilton:

|                        |   |
|------------------------|---|
| Sworn in               | 7   |
| Committee assignments  | 15, 40, 41, 42, 642   |
| Reports for committees | 51, 257, 270, 311, 429, 531, 638, 703   |
| Bills and resolutions  | 14, 48, 70, 95, 123, 130, 144, 150, 167, 194, 248, 313, 333, 368, 403, 625, 639, 830, 890 |

### Local matters:

|   |   |
|---|---|
| Auditor, to issue indebtedness certificates to teachers | 639, 645, 655, 718                          |
| Beaufort Graded School, to appoint trustees             | 625, 630, 639, 657                          |
| Beaufort, to amend charter of                           | 70, 89, 96, 126, 167, 191, 210, 221, 388    |
| To validate indebtedness                                | 313, 427, 453, 474                          |
| Board of Education, to appoint                          | 703   |
| Boxing matches, to permit                               | 248, 269, 288, 388                          |
| Cedar Island Township, to place under Stock Law         | 332, 365, 384, 460                          |
| Game blinds and water fowl hunting, to regulate         | 123, 245, 261, 397                          |
| Harjers Island Township Constable, for the relief of    | 403, 425, 450, 540                          |
| Justices of the Peace, to regulate fees of              | 368, 412, 434, 512                          |
| Morehead City, to validate special elections            | 130, 144, 149, 161, 320, 337, 360, 369, 461 |
| Portsmouth, to prohibit stock at large in               | 333, 365, 384, 460                          |
| Public waters, to protect use of                        | 403, 547                                    |
| Register of Deeds, Clerk of Court, for relief of        | 368, 400, 420, 551                          |
| Tax collector, to appoint                               | 194, 213, 229, 319                          |

## CASWELL COUNTY

### Representative Julius Johnston:

|                       |            |
|-----------------------|------------|
| Sworn in              | 7          |
| Committee assignments | 39, 40, 41 |



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| Leave of absence.....  | 490                               |
| Bills and resolutions... 15, 63, 70, 77, 82, 226, 273, 285, 312, 333, 352, 367 |                                   |
| Local matters:   |                                   |
| Certain funds transferred.....   | 82, 104, 111, 231                 |
| Clerk of Court, to place on fee basis.....                                     | 367, 412, 434, 511                |
| Clerk of Court and Register of Deeds, to clarify fees.....                     | 722, 726, 733, 737                |
| Clerk Superior Court, to require certain things of.....                        | 276, 326, 385, 397                |
| County Court, to amend law concerning.....                                     | 63, 74, 80, 147                   |
| County Court, to fix salaries of officers.....                                 | 70, 74, 80, 103                   |
| Elections, relating to holding.....  | 655, 686, 691, 707, 716, 725, 737 |
| Milton School, relating to conveyance of certain bonds.....                    | 15, 66, 72, 147                   |
| Prisoners, to work on County farm.....   | 655, 668, 674, 689                |
| Register of Deeds, relating to salary.....                                     | 273, 347, 370, 524                |
| School Districts, to publish accounts.....                                     | 352, 364, 384, 500                |
| Sheriff, relating to clerk hire of.....  | 312, 320, 335, 525                |
| Special tax, to authorize levy of.....   | 333, 547                          |
| Taxes, to defer sale of land for.....  | 333, 442                          |
| Taxes, to postpone sale of land for.....                                       | 838                               |
| Tax books, relating to making.....   | 273, 280, 288, 388                |
| Treasurer, relating to salary.....   | 312, 347, 370, 525                |

## CATAWBA COUNTY

## Representative Oscar T. Pitts:

|   |                    |
|---|--------------------|
| Sworn in.....   | 7                  |
| Committee assignments.....                                  | 15, 40, 41, 42, 43 |
| Leave of absence.....                                       | 73, 126            |
| Reports for committees.....                                 | 514, 582, 638, 661 |
| Bills and resolutions... 44, 52, 60, 81, 95, 137, 158, 174, |                    |
| 255, 259, 312, 341, 542, 632, 721, 752, 902                 |                    |

## Local matters:

|   |  |
|---|--|
| Better law enforcement.....                                     | 137, 140, 153, 182, 312                    |
| Bonded indebtedness, to validate.....                           | 255, 270, 290, 302                         |
| Drainage of creeks, relating to.....                            | 517, 750, 757, 801                         |
| Hickory, to lease certain lot in park.....                      | 902, 912                                   |
| To extend corporate limits.....                                 | 95, 136, 145, 153, 158, 275, 290, 299, 324 |
| West Hickory and Highland, to consolidate school districts..... | 44, 66                                     |
| Losses to taxpayers, to prevent.....                            | 81, 116, 124, 176                          |
| Tax foreclosure sales, to extend time for.....                  | 52, 888                                    |
| Temporary cartways, to provide.....                             | 312, 328, 343, 560                         |
| Trial of causes, to prevent delays.....                         | 174, 192, 202, 207                         |
| West Hickory, to validate indebtedness.....                     | 312, 428, 452, 472                         |

## CHATHAM COUNTY

## Representative V. R. Johnson:

|  |                 |
|--|-----------------|
| Sworn in.....  | 7               |
| Committee assignments.....   | 40, 41, 42, 483 |
| Leave of absence.....  | 15              |
| Bills and resolutions... 44, 49, 84, 150, 151, 159, 186, 633, 704, 711, 726, 837 |                 |

## Local matters:

|  |                         |
|--|-------------------------|
| Bonlee, relating to charter.....                   | 726, 730, 743, 796      |
| Certain persons, to place on the pension roll..... | 711, 751, 756, 800, 828 |

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| Fishing with seines, to permit.....                     | 151, 246, 253, 427 |
| Siler City, to amend charter.....                       | 159, 200, 209, 244 |
| Tax collector, commissioners to appoint.....            | 144, 199, 209, 223 |
| Thompson School Alumni Association, to incorporate..... | 602, 632, 640, 649 |
| Walden, Mrs. N. A., to place on pension list.....       | 151                |

## CHEROKEE COUNTY

### Local matters:

|  |                         |
|--|-------------------------|
| Andrews, relating to sinking fund.....                 | 297, 441, 467, 488      |
| To repeal Power and Light Commission.....              | 175, 183, 198, 211      |
| Andrews School District, to amend law relating to..... | 533, 660, 674,          |
|  | 689, 722, 725, 726, 735 |
| County officials, to fix compensation.....             | 494, 530                |
| Depredation of fowls, to prevent.....                  | 175, 193, 203, 231      |
| Juries, relating.....                                  | 219, 245, 263, 279      |
| Land entered, relating to price of.....                | 368, 440, 467, 487      |
| Marble, relating to charter of.....                    | 314, 321, 337, 360, 377 |
| Murphy, relating to pool room law.....                 | 704, 709, 718           |
| To use certain funds.....                              | 495, 547, 594, 631      |
| Pool and billiard tables, to regulate.....             | 77, 87                  |
| Tax sale certificates, relating to.....                | 233, 888                |

## CHOWAN COUNTY

### Representative J. Fernando White:

|                             |                             |
|-----------------------------|-----------------------------|
| Sworn in.....               | 7                           |
| Committee assignments.....  | 40, 41, 42, 43              |
| Reports for committees..... | 415                         |
| Bills and resolutions.....  | 58, 131, 218, 250, 430, 548 |

### Local matters:

|   |                    |
|---|--------------------|
| Bennetts Mill, fishing in.....          | 250, 427, 450, 480 |
| Peremptory challenges, relating to..... | 430, 478           |
| Treasurer, relating to bond of.....     | 131, 199, 210, 346 |

## CLAY COUNTY

### Representative P. B. Killian:

|                            |               |
|----------------------------|---------------|
| Sworn in.....              | 8             |
| Committee assignments..... | 41, 43, 150   |
| Leave of absence.....      | 580           |
| Bills and resolutions..... | 135, 151, 178 |

### Local matters:

|  |                         |
|--|-------------------------|
| Clay County Bank, for relief of certain depositors.....  | 151, 215, 227, 334, 346 |
| Fishing, to permit without license in private ponds..... | 178, 311                |

## CLEVELAND COUNTY

### Representative Henry B. Edwards:

|                            |                               |
|----------------------------|-------------------------------|
| Sworn in.....              | 8                             |
| Committee assignments..... | 39, 40, 42, 43, 523, 666, 743 |
| Leave of absence.....      | 15, 50, 98                    |



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|-----------------------------|--|
| Reports for committees..... | 526, 541, 552, 581, 587, 624, 630, 638,<br>645, 651, 659, 670, 696, 702, 709, 726,<br>735, 738, 745, 751, 799, 804, 824, 826,<br>833, 852, 856, 863, 887, 914, 925, 926, 929 |
| Bills and resolutions..     | 89, 122, 129, 196, 366, 632, 738, 739, 752, 797, 837, 933  |

## Local matters:

|   |                              |
|---|------------------------------|
| County Auditor, to create office of.....                      | 79, 120, 133, 842            |
| County Commissioners, to conform with State Revenue Bill..... | 921                          |
| County Solicitor, relating to compensation.....               | 738, 797, 799, 804, 818      |
| Courts, to provide extra term.....                            | 366, 398, 420, 637, 933, 935 |
| Fishing in certain streams, to permit.....                    | 261, 427                     |
| Kings Mountain, to sell lot to Woman's Club.....              | 196, 213, 229, 279           |
| Kings Mountain School District, to amend act relating to..... | 122, 148, 162, 211           |
| Leases on farm lands, relating to expiration.....             | 188, 216                     |
| Recorder's Court, relating to procedure, etc.....             | 641, 661, 673, 690           |
| Township No. 6, relating to hospital.....                     | 369, 443, 467, 500           |

## COLUMBUS COUNTY

## Representative D. F. McGougan:

|  |                |
|--|----------------|
| Sworn in.....  | 8              |
| Committee assignments.....   | 39, 40, 41, 42 |
| Leave of absence.....  | 50             |
| Bills and resolutions... 34, 48, 82, 118, 248, 264, 272, 494, 632, 663, 686, 890 |                |

## Local matters:

|  |                              |
|--|------------------------------|
| Automatic shot guns, to repeal act relating to use of..... | 37, 75, 92, 97               |
| Board of Education, to increase membership.....            | 890                          |
| To reduce membership.....                                  | 48, 660                      |
| Commissioners, to increase pay.....                        | 272, 347, 370, 525           |
| County Commissioners, to complete road.....                | 494, 531, 557                |
| Courts, relating to.....                                   | 611, 623, 635, 650           |
| Fishing, to repeal local act relating to.....              | 824, 828                     |
| Municipal elections, relating to.....                      | 824, 828                     |
| Outlaw, N. B., to pay burial expenses of.....              | 248, 429, 452, 551           |
| Recorder, relating to election.....                        | 272, 328, 343                |
| Rural policemen, to authorize appointment.....             | 383, 426, 450, 478           |
| Sinking funds, to secure safety of.....                    | 34, 320, 335, 449, 478       |
| State Highway Commission, to build road.....               | 494, 531                     |
| To build road.....   | 686, 696                     |
| Taxes, to provide installment payments of.....             | 716, 805, 816, 822           |
| Tax Collector and Auditor, relating to.....                | 465, 490, 580, 653, 665, 689 |

## CRAVEN COUNTY

## Representative David H. Willis:

|                            |                             |
|----------------------------|-----------------------------|
| Sworn in.....              | 8                           |
| Committee assignments..... | 40, 42, 43, 191             |
| Leave of absence.....      | 15, 50, 73                  |
| Bills and resolutions..... | 75, 352, 506, 746, 806, 847 |

## Local matters:

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| Auditor, to issue certificate of indebtedness to teachers..... | 732, 738           |
| Commissioners, to adjust delinquent taxes.....                 | 219, 710           |
| County Commissioners, to amend law relating to election.....   | 352, 364, 384, 486 |
| Delinquent taxpayers, relating to.....                         | 746, 799, 806, 818 |
| Highway construction, to forbid borrowing money for.....       | 75, 128, 135, 231  |
| Lancaster, L. E., relating to actions against.....             | 611, 617, 621, 629 |
| Summonses, to validate service in certain case.....            | 911, 916           |
| Taxes, Sheriff to accept partial payments.....                 | 75, 166, 170, 231  |

## CUMBERLAND COUNTY

## Representative W. C. Ewing:

|                             |   |
|-----------------------------|---|
| Sworn in.....               | 8   |
| Committee assignments.....  | 15, 39, 40, 41, 42, 59  |
| Leave of absence.....       | 15  |
| Reports for committees..... | 99, 310, 329, 348, 491, 515, 686  |
| Bills and resolutions.....  | 48, 113, 130, 150, 159, 185, 187, 250,<br>297, 331, 341, 403, 405, 417, 632, 633, 704 |

## Local matters:

|   |                              |
|---|------------------------------|
| Auditor, to abolish office of.....                        | 341, 364, 394, 487           |
| County Commissioners, to acquire farm.....                | 150, 156, 171                |
| County officers, relating.....                            | 417, 425, 452, 524           |
| Cross Creek School, relating to Sinking Fund.....         | 159, 214, 236, 346           |
| Fayetteville, relating to budget.....                     | 405, 410, 425, 457, 476, 541 |
| Graded Schools, relating to contract of conveyance.....   | 495, 529, 549, 560           |
| Foxes, to regulate hunting of.....                        | 187, 225, 235, 461           |
| Ingram, Mrs. Ann Christian, to place on pension roll..... | 185                          |
| Obstruction of streams, to prevent.....                   | 185, 246, 261, 346           |
| Partial payments of taxes, to provide for.....            | 113, 166, 170, 173, 231      |
| Peace Officers Relief Fund, to create.....                | 403, 434, 540                |
| Taxes, to postpone sale for year 1930.....                | 704, 884                     |

## CURRITUCK COUNTY

## Representative E. R. Johnson:

|                             |  |
|-----------------------------|--|
| Sworn in.....               | 8  |
| Committee assignments.....  | 15, 39, 40, 41, 42, 43, 642  |
| Leave of absence.....       | 73   |
| Reports for committees..... | 74, 94, 121, 206, 214, 281, 283, 311,<br>379, 412, 504, 515, 531, 607, 620, 631, 799 |
| Bills and resolutions.....  | 136, 184, 185, 207, 333, 366,<br>430, 554, 608, 646, 703, 712, 721, 846              |

## Local matters:

|  |  |
|--|--|
| Board of Education, relating to meetings.....  | 646, 660, 674, 701                     |
| Certain funds, relating to.....                | 430, 445, 466, 524                     |
| Clerk Superior Court, relating to fees.....    | 184, 205, 221, 304                     |
| Corn and soja beans, sale regulated.....       | 185, 193, 203, 206, 368, 378, 420, 438 |
| County Commissioners, to post proceedings..... | 721, 726, 733, 749                     |
| Game Law 1927, to amend.....                   | 207, 284, 299, 486                     |
| Memorial Methodist Church, to incorporate..... | 554, 563, 584, 616                     |
| Police Laws, to amend.....                     | 846, 852, 859, 866                     |
| Revaluation, to authorize postponement.....    | 366, 442, 658                          |



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| Treasurer, to furnish surety bond.....   | 184, 192, 203, 304   |
| Wild fowl, propagation, relating to..... | 184, 206, 220, 487, 506, 515,<br>536, 552, 608, 620, 624, 635, 749 |

## DARE COUNTY

## Representative R. Bruce Etheridge:

|                            |   |
|----------------------------|---|
| Sworn in.....              | 8   |
| Committee assignments..... | 40, 41, 42, 642, 733, 800                       |
| Leave of absence.....      | 212   |
| Report for Committees..... | 366   |
| Bills and resolutions..... | 84, 117, 118, 179, 226, 241, 274, 380, 505, 754 |

## Local matters:

|   |                                   |
|---|-----------------------------------|
| Bonds, to validate.....                         | 274, 280, 292, 301                |
| Certain officers to issue warrants.....         | 117, 120, 133, 164                |
| Funding bonds, to authorize issuance.....       | 84                                |
| Hatteras, to incorporate town of.....           | 118, 120, 133, 139, 238           |
| Migratory Game Law, relating to.....            | 226, 311, 336, 460, 505, 519, 650 |
| Rural policemen, commissioners may appoint..... | 84, 89, 96, 131, 147              |
| Supreme Court reports, to provide.....          | 179, 183, 210                     |

## DAVIDSON COUNTY

## Representative W. O. Burgin:

|                            |   |
|----------------------------|---|
| Sworn in.....              | 8   |
| Committee assignments..... | 39, 40, 42, 59, 626                                     |
| Leave of absence.....      | 73, 126, 282  |
| Bills and resolutions..... | 45, 67, 91, 119, 143, 217, 226, 233, 272, 493, 494, 632 |

## Local matters:

|   |  |
|---|--|
| Auditor, to enter deeds on Tax Assessor's record..... | 119, 120, 133, 164                     |
| Boone Cave Park, incorporate.....                     | 217, 427, 458, 472, 480, 589, 596, 615 |
| Courts, relating to.....                              | 67, 245, 262, 448, 478                 |
| Court house, relating to erection.....                | 272, 280, 287, 389                     |
| Lexington, relating to town hall.....                 | 272, 281, 287, 388                     |
| To invest proceeds sale of light plant.....           | 91, 100, 106, 109, 231                 |
| Primary, to place counties under State-wide act.....  | 45, 99, 111, 134                       |
| Register of Deeds office, relating to maps.....       | 494, 502, 519, 602                     |

## DAVIE COUNTY

## Representative J. P. LeGrand:

|                            |                            |
|----------------------------|----------------------------|
| Sworn in.....              | 8                          |
| Committee assignments..... | 15, 40, 41, 42, 43         |
| Leave of absence.....      | 50                         |
| Bills and resolutions..... | 53, 67, 144, 632, 806, 832 |

## Local matters:

|   |                                 |
|---|---------------------------------|
| Board of Education, relating to terms of members..... | 832, 845                        |
| Mocksville, to expend certain money.....              | 67, 89, 95, 377                 |
| State Primary, to place under.....                    | 53, 99, 111, 112, 368, 406, 424 |
| Treasurer, to abolish.....                            | 144, 149, 162, 166, 244         |

## DUPLIN COUNTY

## Representative D. M. Jolly:

|                              | PAGE                            |
|------------------------------|---------------------------------|
| Sworn in .....               | 8                               |
| Committee assignments .....  | 40, 41, 42, 43, 699             |
| Leave of absence .....       | 15, 73, 98                      |
| Reports for committees ..... | 511, 593                        |
| Bills and resolutions .....  | 44, 45, 217, 250, 271, 351, 663 |

## Local matters:

|  |                              |
|--|------------------------------|
| Auditor, to issue certificates of indebtedness to teachers ..... | 595, 631, 640, 650           |
| County boundary lines, relating to .....                         | 351, 378, 409, 500           |
| County Court, officers to be elected .....                       | 250, 281, 288, 346           |
| Court house square, to extend .....                              | 891, 896                     |
| Courts, to fix additional terms .....                            | 655, 660, 673, 689           |
| Filling stations near Charity Church, Sunday closing .....       | 44, 104, 110, 144, 154       |
| Finances, to amend law relating to .....                         | 589, 631, 886, 926, 928, 935 |
| Steel traps, to prohibit setting .....                           | 45, 94, 102                  |
| Tax suits, relating to .....                                     | 722, 805                     |
| Wallace, to incorporate .....                                    | 555, 564, 591, 597, 615      |
| Warsaw, salary of Mayor, relating to .....                       | 276, 347, 370, 388           |

## DURHAM COUNTY

## Representative E. C. Brooks, Jr.:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 8  |
| Committee assignments .....  | 15, 40, 41, 42, 43, 201, 451, 699  |
| Reports for committees ..... | 59, 60, 64, 74, 99, 141, 165, 216,<br>232, 244, 281, 327, 347, 365, 398, 446,<br>501, 526, 563, 565, 594, 623, 652, 660, 897 |
| Bills and resolutions .....  | 48, 83, 91, 110, 122, 129, 144, 234,<br>274, 332, 405, 464, 494, 654, 697, 806, 893  |

## Representative Victor V. Young:

|                              |   |
|------------------------------|---|
| Sworn in .....               | 8   |
| Committee assignments .....  | 15, 39, 40, 42, 43  |
| Reports for committees ..... | 46, 837, 860  |
| Bills and resolutions .....  | 45, 104, 159, 234, 258, 274, 322, 418,<br>464, 505, 583, 632, 654, 731, 861, 898, 910 |

## Local matters:

|  |   |
|--|---|
| Bonds and notes, concerning .....                      | 48  |
| to authorize issue .....                               | 405, 442  |
| Certain notes, to validate .....                       | 405, 441, 471, 485  |
| Clerk Recorder's Court, relating to deputies .....     | 910, 930  |
| to increase bond, etc. ....                            | 332, 365, 384, 486  |
| Clerk Superior Court, relating to assistant, etc. .... | 274, 281, 289, 565, 583, 616                                  |
| Courts, to provide additional terms .....              | 274, 327, 362, 612, 628, 861, 863, 867, 909                   |
| Dog kennels, to license .....                          | 83, 94, 102, 147  |
| Durham, Board of Health for city and county .....      | 418, 443, 489, 661  |
| Public School District, relating to .....              | 505, 530, 554, 557, 581,<br>584, 587, 595, 596, 615, 654, 684 |
| to amend charter .....                                 | 234, 310, 336, 487  |
| to remove certain graves .....                         | 234, 364, 385, 438  |
| to vote on zoning regulations .....                    | 464, 542  |



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| Foxes, to protect .....  | 83, 121, 132, 139, 460  |
| Justices of the Peace Courts, relating to costs .....          | 583, 586, 597           |
| Recorder's Court, to provide equipment for .....               | 583, 586, 596, 689      |
| Salary Fund, to abolish .....                                  | 234, 247, 262, 324      |
| Sheriff's office, relating to additional deputies .....        | 234, 247, 262, 324      |
| Tax Collector, to create office of .....                       | 234, 247, 262, 324      |
| Tax collecting officer, directed to make sales for taxes ..... | 332, 348, 370, 517, 540 |
| Worthless checks, relating to .....                            | 697, 701, 717           |

## EDGECOMBE COUNTY

## Representative R. B. Davis:

|                             |  |
|-----------------------------|--|
| Sworn in .....              | 8  |
| Committee assignments ..... | 39, 40, 41, 42, 43, 59, 626                |
| Bills and resolutions ..... | 90, 122, 144, 186, 207, 225, 272, 632, 752 |

## Local matters:

|   |                    |
|---|--------------------|
| Corn, to regulate sale of .....                             | 719, 738, 748, 796 |
| Property of Fair Association, to exempt from taxation ..... | 506, 525           |
| Sheriff, relating to compensation .....                     | 494, 508, 524      |
| Standard Keeper, to fix fees of .....                       | 752, 804           |
| Tarboro, relating to Town Commons .....                     | 334, 341, 355, 388 |
| to extend electric light facilities .....                   | 334, 379, 393, 409 |

## FORSYTH COUNTY

## Representative R. M. Cox:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 8  |
| Committee assignments .....  | 15, 39, 40, 42                             |
| Reports for committees ..... | 15, 44, 49, 60, 149, 349, 350, 523, 934    |
| Bills and resolutions .....  | 79, 174, 494, 516, 583, 626, 632, 711, 731 |

## Representative R. M. Hanes:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 8  |
| Committee assignments .....  | 39, 40, 41, 42, 524, 908   |
| Leave of absence .....       | 15   |
| Reports for committees ..... | 116, 165, 215, 321, 349, 399,<br>444, 490, 529, 632, 653, 662, 710 |
| Bills and resolutions .....  | 79, 129, 152, 174, 391, 494, 516, 542, 583, 632, 711               |

## Representative J. A. Marshall:

|                             |  |
|-----------------------------|--|
| Sworn in .....              | 8  |
| Committee assignments ..... | 41, 42, 43                                 |
| Bills and resolutions ..... | 79, 174, 380, 405, 494, 516, 583, 698, 711 |

## Local matters:

|   |                    |
|---|--------------------|
| County officers, to regulate salaries .....     | 583, 624, 666, 734 |
| Domestic Relations Court, relating to .....     | 494, 501, 528, 616 |
| Greenleaf Cemetery, relating to .....           | 380, 443, 466, 796 |
| Jail site, to change .....                      | 174, 192, 202, 238 |
| Kernersville, to issue funding bonds, etc. .... | 79                 |
| Peace Officers Relief Fund, relating to .....   | 704, 751, 756, 803 |
| Stokes County, to annex with Forsyth .....      | 405, 542           |

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| Winston-Salem, relating to discounts and penalties on taxes | 314, 338, 358, 376 |
| and county, relating to welfare work                        | 595, 617, 620, 629 |
| to amend charter  | 506, 515, 536, 552 |

## FRANKLIN COUNTY

### Representative W. L. Lumpkin:

|                        |  |
|------------------------|--|
| Sworn in               | 8  |
| Committee assignments  | 40, 41, 42, 43, 619  |
| Leave of absence       | 50   |
| Reports for committees | 45, 54, 60, 75, 100, 112, 116, 129, 149, 158, 166,<br>184, 194, 216, 240, 247, 271, 349, 369, 381, 415, 505,<br>515, 531, 566, 587, 610, 617, 624, 645, 654, 819, 824, 897 |
| Bills and resolutions  | 123, 160, 219, 250, 274, 275,<br>313, 333, 404, 417, 505, 516, 526,<br>588, 625, 646, 647, 697, 698, 727, 897  |

### Local matters:

|  |   |
|--|---|
| Agricultural liens, relating to                        | 516, 526, 543, 601  |
| Certain persons, to place on pension roll              | 333, 588, 623, 625, 635<br>646, 647, 696, 697, 706, 707, 719,<br>724, 727, 736, 746, 750, 756, 799, 821 |
| Clerk Recorder's Court, relating to salary             | 219, 245, 263, 324  |
| Election of Commissioners, relating to                 | 123, 127, 136, 177  |
| Foxes, relating to hunting                             | 625, 631, 639, 749  |
| Franklinton, to validate indebtedness                  | 313, 428, 453, 473  |
| Louisburg, to purchase bonds of college                | 646, 651  |
| Purnell, J. O., Justice of the Peace, to validate acts | 727, 736, 742, 796  |
| Recorder's Court, relating to fees                     | 275, 327, 343, 397  |
| to amend law   | 250, 281, 288, 424  |
| Sheriff, to reduce salary of                           | 417, 425, 452, 541  |
| Taxes, to provide partial payment plan                 | 505, 546, 556, 566, 595, 619, 627   |
| Turlington Act, relating to enforcement                | 160, 191, 203, 319  |

## GASTON COUNTY

### Representative R. G. Cherry:

|                        |  |
|------------------------|--|
| Sworn in               | 8  |
| Committee assignments  | 15, 39, 40, 41, 42, 59, 705, 732   |
| Leave of absence       | 15, 50, 73, 98, 126  |
| Reports for committees | 104, 165, 215, 224, 257, 329,<br>414, 565, 587, 652, 716, 751, 857   |
| Bills and resolutions  | 38, 39, 67, 90, 143, 233, 241, 259, 260,<br>333, 367, 381, 391, 404, 430, 494, 554, 620, 633, 639,<br>646, 647, 687, 712, 726, 739, 822, 829, 843, 853, 907, 924 |

### Representative John F. Puett:

|                       |                                       |
|-----------------------|---------------------------------------|
| Sworn in              | 8                                     |
| Committee assignments | 41, 42, 191                           |
| Bills and resolutions | 90, 233, 259, 260, 367, 726, 822, 829 |

### Local matters:

|   |                             |
|---|-----------------------------|
| Bessemer City, collection of street assessments | 90, 127, 135, 177           |
| School District, to collect back taxes          | 90, 829, 836, 843, 855, 890 |



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| to collect back taxes.....                                   | 90, 888                           |
| to amend charter, etc.....                                   | 391, 400, 424, 447, 624           |
| Courts, relating to.....                                     | 430, 502, 528, 532, 637, 646, 657 |
| Deputy Clerk, etc., relating to salaries.....                | 233, 270, 288, 438                |
| Foxes, to prohibit release of.....                           | 554, 607                          |
| Gastonia, administration of fiscal affairs.....              | 90, 341                           |
| relating to Municipal Court.....                             | 67, 99, 106, 147                  |
| to issue bonds and notes.....                                | 39, 52, 58, 63                    |
| to establish Boxing Commission.....                          | 647, 651, 689                     |
| Justices of the Peace, relating to number.....               | 367, 415, 433, 657                |
| Mt. Holly, for relief of land owners in.....                 | 241, 254, 267, 376                |
| to use surplus tax levy.....                                 | 259, 343, 440, 468, 501           |
| School Board, to use surplus money.....                      | 297, 329, 500                     |
| Plats, to regulate registration.....                         | 90, 94, 102, 134                  |
| Primary Law, to place under.....                             | 233, 310, 556, 615                |
| State Highway Commission, to grant use of certain lands..... | 907, 916                          |
| Tax Collectors, relating to.....                             | 260, 270, 288, 389                |
| Taxes, providing for discount and penalty.....               | 90, 503, 518                      |
| Treasurer, to create office of.....                          | 233, 247, 261, 324                |

## GATES COUNTY

## Representative G. D. Gatling:

|  |                                      |
|--|--------------------------------------|
| Sworn in.....  | 8                                    |
| Committee assignments.....                                 | 40, 41, 42, 43, 161                  |
| Leave of absence.....                                      | 50                                   |
| Reports for committees.....                                | 50, 73, 79, 103, 119, 125, 126, 134, |
| 116, 148, 153, 176, 190, 222, 223, 238, 244, 257, 279,     |                                      |
| 294, 339, 361, 409, 424, 460, 479, 529, 586, 651, 686,     |                                      |
| 687, 700, 708, 725, 729, 737, 797, 818, 821, 832, 843,     |                                      |
| 845, 848, 855, 866, 884, 886, 887, 897, 908, 912, 916, 928 |                                      |
| Bills and resolutions.....                                 | 45, 62, 144, 401, 663, 843           |

## Local matters:

|   |                                    |
|---|------------------------------------|
| Board of Education, to decrease membership.....   | 843, 855                           |
| County Court, to confer civil jurisdiction.....   | 401, 526, 535, 637                 |
| Discounts and penalties for taxes, to repeal..... | 62, 166, 170, 304                  |
| Tax foreclosures, to fix fees.....                | 144, 888                           |
| Worthless checks, relating to makers of.....      | 45, 51, 56, 60, 161, 268, 277, 319 |

## GRAHAM COUNTY

## Representative R. B. Morphew:

|                            |  |
|----------------------------|--|
| Sworn in.....              | 8  |
| Committee assignments..... | 39, 40, 41, 150                                    |
| Leave of absence.....      | 50   |
| Bills and resolutions..... | 34, 81, 84, 137, 150, 159, 195, 207, 233, 273, 350 |

## Local matters:

|  |                    |
|--|--------------------|
| County Attorney, to give bond.....       | 81, 89, 96         |
| County depository, relating to.....      | 137, 257, 277, 550 |
| County officers, to place on salary..... | 81, 88, 96, 146    |
| Dog Law, to repeal.....                  | 84, 87, 96, 199    |

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| Fishing in Tennessee River, relating to .....      | 233, 281, 410, 426, 451, 821 |
| For relief of N. E. Milsaps and G. W. Shuler ..... | 81, 283, 298, 330, 460       |
| Game, to protect .....                             | 195, 283, 298, 460           |
| Game Law, to amend .....                           | 137, 206, 221, 461           |
| Relating to evidence of heirship (local) .....     | 137, 141, 182, 389           |
| Relating to Pool Room Law .....                    | 159, 191, 203, 304           |
| Robbinsville, to amend charter .....               | 273, 280, 292, 300, 397      |
| Sheriff, relating to compensation of .....         | 34, 65, 72, 125              |
| Surplus funds, to allow transfer .....             | 137, 320, 335, 460           |
| Tax sale certificates, relating to .....           | 233, 888                     |

## GRANVILLE COUNTY

### Representative Claude W. Allen:

|                              |                          |
|------------------------------|--------------------------|
| Sworn in .....               | 8                        |
| Committee assignments .....  | 39, 41, 42, 43, 519, 705 |
| Leave of absence .....       | 13, 98                   |
| Reports for committees ..... | 88                       |
| Bills and resolutions .....  | 151, 402, 532, 646       |

### Local matters:

|  |                         |
|--|-------------------------|
| Clerk Superior Court, to fix fees of .....             | 533, 564, 605, 621, 630 |
| to provide assistance for .....                        | 418, 425, 450, 488      |
| Fishing with seines, to permit .....                   | 151, 246, 253, 427      |
| Hogs, relating to importation of .....                 | 402, 415, 434, 551      |
| Jenkins, Otis C., to appoint on Road Board .....       | 602, 617, 620, 629      |
| Recording fees, to amend .....                         | 418, 444, 467, 488      |
| Register of Deeds, to prescribe certain fees for ..... | 533, 564, 591, 621, 629 |
| Solicitor's fees, relating to .....                    | 857, 887                |

## GREENE COUNTY

### Representative J. C. Moyer:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 8  |
| Committee assignments .....  | 40, 41, 42   |
| Leave of absence .....       | 15, 50, 73, 98, 169  |
| Reports for committees ..... | 661  |
| Bills and resolutions .....  | 62, 83, 99, 110, 117, 143,<br>168, 186, 226, 259, 352, 607, 663, 798 |

### Local matters:

|   |   |
|---|---|
| Bonds, to amend act relating to issuing .....     | 99, 143                                     |
| Hill, Elvine, to place on pension list .....      | 117   |
| Legal sales, to validate .....                    | 226, 254, 266, 377                          |
| Moore, Mrs. Julia, to place on pension roll ..... | 259   |
| Refunding bonds, to validate .....                | 110, 352, 427, 455, 474, 627, 635, 649, 657 |
| Special tax, to authorize levy for .....          | 110   |
| Treasurer, relating to bond of .....              | 168   |
| relating to bond of .....                         | 798, 804, 816, 828                          |

## GUILFORD COUNTY

### Representative E. B. Jeffress:

|                             |                              |
|-----------------------------|------------------------------|
| Sworn in .....              | 8                            |
| Committee assignments ..... | 40, 41, 42, 43, 59, 619, 642 |



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| Leave of absence.....   | 14   |
| Reports for committees.....   | 127, 156, 326, 329, 379, 399, 415, 541, 644, 702, 750  |
| Resignation.....  | 932  |
| Bills and resolutions.....  | 16, 39, 70, 82, 104, 118, 122, 129,<br>143, 174, 186, 219, 241, 248, 249, 255,<br>258, 259, 285, 391, 392, 404, 448, 463,<br>480, 554, 632, 721, 751, 798, 814, 837, 853 |
| Representative Thomas Turner, Jr.:                                      |  |
| Sworn in.....   | 8  |
| Committee assignments.....  | 39, 40, 41, 42, 743  |
| Leave of absence.....   | 15, 50, 73, 98   |
| Reports for committees.....   | 206, 587, 632  |
| Bills and resolutions.....  | 67, 129, 185, 248, 259, 275, 313, 331,<br>390, 391, 431, 448, 463, 480, 554, 610, 626,<br>632, 663, 668, 711, 751, 798, 806, 823, 898, 910                               |
| Representative C. M. Waynick:   |  |
| Sworn in.....   | 8  |
| Committee assignments.....  | 40, 41, 42, 43, 634  |
| Leave of absence.....   | 15, 73, 169  |
| Bills and resolutions.....  | 129, 158, 234, 248, 275, 331, 390, 391,<br>404, 448, 480, 610, 668, 751, 823, 837, 852, 910  |
| Local matters:  |  |
| Board of Education, to deed certain property.....                       | 143, 148, 161, 212   |
| Certain persons, to place on pension roll.....                          | 798  |
| Courts, to regulate calendars.....                                      | 219, 245, 266, 389   |
| Greensboro, High Point, etc., to amend C. S. 8237 as it relates to..... | 480, 564   |
| to amend charter.....   | 248, 269, 290, 303, 397, 814, 821  |
| to amend Municipal Court act.....                                       | 241, 502, 520, 531, 629  |
| High Point, Municipal Court, relating to salary of solicitor, etc.....  | 823, 842, 910, 931   |
| relating to street bonds and notes.....                                 | 331, 348, 371, 387   |
| relating to special assessments.....                                    | 390, 427, 456, 476, 651  |
| to amend charter.....   | 275, 341, 360, 382, 426, 459, 471, 486,<br>550, 610, 628, 668, 675, 694, 744, 823, 842   |
| to regulate boxing.....   | 234, 365, 385, 438   |
| Recording instruments by photography.....                               | 174, 183, 209, 217, 392, 409   |
| Superior Court, relating to continuance of cases.....                   | 751, 796   |
| Tax Collector, to create office of.....                                 | 259, 325, 343, 460   |
| Tubercular Hospital, to maintain.....                                   | 554, 564, 590, 598, 651  |
| Various departments, to authorize consolidation.....                    | 255, 258, 269,<br>288, 295, 379, 645   |
| Witness fees, when "not a true bill" found.....                         | 391, 398, 422, 524   |

## HALIFAX COUNTY

## Representative D. Mac. Johnson:

|                             |                              |
|-----------------------------|------------------------------|
| Sworn in.....               | 8                            |
| Committee assignments.....  | 15, 40, 41, 42, 43, 201, 810 |
| Leave of absence.....       | 13                           |
| Reports for committees..... | 744                          |

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| Bills and resolutions .....                              | 38, 67, 117, 130, 136, 250, 286,<br>306, 322, 333, 391, 401, 417, 463, 481,<br>543, 607, 632, 654, 797, 829, 832, 844, 907 |
| Representative T. W. M. Long:                            |  |
| Sworn in .....   | 82   |
| Committee assignments .....                              | 83   |
| Reports for committees .....                             | 729  |
| Bills and resolutions .....                              | 151, 225, 331, 332, 391, 463, 647, 907   |
| Local matters:   |  |
| Certain persons, to place on pension roll .....          | 844  |
| Farm Agents, relating to duties of .....                 | 543, 552, 576, 650   |
| Fiscal Agent, to empower certain banks as .....          | 823, 842   |
| Littleton, relating to indebtedness .....                | 286, 299, 317  |
| to invalidate indebtedness, to issue notes .....         | 38   |
| Recorder's Court, relating to jurors in .....            | 250, 281, 288, 409   |
| Roanoke Rapids, relating to school trustees .....        | 151, 214, 228, 345   |
| to amend charter .....                                   | 225, 247, 263, 278, 377, 465, 490, 508, 525, 647, 658  |
| Scotland Neck, pertaining to taxes and assessments ..... | 208, 325, 344, 361,<br>561, 567, 576, 585  |
| relating to privilege taxes .....                        | 306, 479   |
| Treasurer, relating to abolishment .....                 | 654, 661, 674, 700   |
| Unexpended bond issue funds, to permit use of .....      | 401, 441, 483, 601   |
| Weldon Bank, to aid in reopening .....                   | 463, 511, 607, 629   |

## HARNETT COUNTY

|  |  |
|--|--|
| Representative J. R. Young:                          |  |
| Sworn in .....                                       | 8  |
| Committee assignments .....                          | 40, 42, 43, 524, 633, 647  |
| Leave of absence .....                               | 73, 98, 126  |
| Reports for committees .....                         | 149, 295, 582  |
| Bills and resolutions .....                          | 34, 55, 69, 122, 178, 187,<br>194, 350, 351, 380, 493, 588, 632, 890 |
| Local matters:                                       |  |
| Angier, relating to elections in .....               | 286, 349, 371, 388   |
| to close certain streets .....                       | 69, 104  |
| Auditor, relating to assistant .....                 | 382, 426   |
| Buies Creek, relating to charter .....               | 350, 364, 386, 396, 401, 486   |
| Courts, relating to terms of .....                   | 406, 446, 497, 550   |
| Criminal courts, to amend act relating to .....      | 178, 245, 261, 304   |
| Dunn, relating to cotton weigher of .....            | 493, 526, 536  |
| to validate indebtedness .....                       | 380, 428, 456, 475, 601  |
| Farm Demonstration Agents, relating to duties .....  | 642, 660, 691, 715   |
| Foxes, to regulate hunting of .....                  | 187, 225, 235, 461   |
| Map, to cancel from records .....                    | 351, 378, 394  |
| Recorder, relating to salary .....                   | 275, 347, 371, 397, 588, 624, 634                                    |
| Redemption of land sold for taxes, relating to ..... | 517, 889   |
| Relating to lighting of Cape Fear bridge .....       | 555, 638, 647, 755, 796  |
| Road Commission, to amend law .....                  | 208, 224, 229, 238   |
| School building bonds, to validate .....             | 194, 325, 356, 374, 689  |



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| Sheriff, to authorize commissioners to place on salary ..... | 890, 936 |
| Sheriff's fees, in tax foreclosure actions .....             | 392, 428 |
| Taxes, to provide quarterly payments of .....                | 833      |
| to postpone enforced collection .....                        | 380, 428 |

## HAYWOOD COUNTY

## Representative R. E. Hipps:

|                             |  |
|-----------------------------|--|
| Sworn in .....              | 8  |
| Committee assignments ..... | 39, 40, 42, 43, 743  |
| Leave of absence .....      | 15, 126  |
| Bills and resolutions ..... | 61, 89, 105, 159, 167, 217, 226,<br>272, 296, 390, 430, 463, 618, 625, 843 |

## Local matters:

|  |  |
|--|--|
| Canton, relating to assessments .....                          | 226, 283, 300, 316, 487                |
| relating to police court .....                                 | 159, 165, 172, 377, 424, 463, 541      |
| relating to school trustees .....                              | 159, 214, 228, 354, 376                |
| Certain deeds, to validate registration .....                  | 296, 309, 335, 431, 461                |
| County Commissioners, to aid in re-opening Citizens Bank ..... | 167, 215, 228, 324                     |
| to decrease number .....                                       | 61, 65, 72, 103                        |
| Dog Law, county placed under State Act .....                   | 89, 93, 102, 177                       |
| Fines Creek School District, to enlarge .....                  | 217, 660, 691                          |
| Hazelwood, to issue bonds .....                                | 105                                    |
| Local Law of 1925, to amend .....                              | 272, 280, 287, 388, 430, 457, 476, 524 |
| Public drunkenness, to regulate .....                          | 843, 856, 866                          |
| Public officers, to regulate fees .....                        | 618, 624, 635, 658, 669, 691, 707      |
| Tax Collector, relating to .....                               | 61, 116, 124, 177                      |
| Tax foreclosure suits, relating to .....                       | 390, 412                               |
| Waynesville, to aid in opening bank .....                      | 272, 329, 344, 438                     |
| to issue bonds .....   | 105                                    |

## HENDERSON COUNTY

## Representative John Ewbank:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 8  |
| Committee assignments .....  | 40, 41, 42, 342  |
| Reports for committees ..... | 88   |
| Bills and resolutions .....  | 33, 34, 52, 90, 95, 112, 122, 137,<br>138, 178, 241, 249, 274, 286, 332, 341, 367, 390,<br>417, 448, 481, 532, 548, 632, 640, 644, 704, 730, 752 |

## Local matters:

|   |                         |
|---|-------------------------|
| Back taxes, to provide for collection .....                   | 286, 441, 466, 601      |
| Boundary between Polk and Henderson, to locate .....          | 332, 662                |
| Certain obligations, to validate .....                        | 640, 661, 674, 693, 696 |
| County, to issue bonds, funding .....                         | 122                     |
| Druid Hills District, relating to special assessments .....   | 644, 653, 665, 688      |
| East Flat Rock, to extend payment of street assessments ..... | 548, 695, 707, 714, 724 |
| to limit power of commissioners .....                         | 241, 283, 300, 316, 424 |
| Hendersonville, relating to street assessments .....          | 274, 280, 289, 346      |
| to validate notes of .....                                    | 417, 441, 471, 485      |
| relating to water commission .....                            | 138, 141, 152, 223      |
| Water commission, to abolish .....                            | 532, 653, 665, 689      |

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| Justices of the Peace, to regulate fees, etc.....    | 249, 254, 262, 354, 376              |
| Real estate brokers, relating to.....                | 137, 141, 152, 182                   |
| Recorder's Court, to fix terms of officers.....      | 390, 398, 420, 512                   |
| Road Law, relating to.....                           | 52, 88, 95, 101, 111½, 117, 220, 238 |
| Sinking fund, to amend act concerning.....           | 90, 93, 102, 397                     |
| Six months grand jury, to provide.....               | 367, 399, 420, 511                   |
| Tax sale certificates, relating to foreclosure.....  | 286, 309, 336, 596, 615              |
| Williams, Mrs. J., to place in class A pensions..... | 95                                   |
| Yelton, J. H., Notary Public, to validate acts.....  | 286, 326, 343, 397                   |

## HERTFORD COUNTY

## Representative Henry H. Jones:

|                            |                               |
|----------------------------|-------------------------------|
| Sworn in.....              | 8                             |
| Committee assignments..... | 39, 40, 41, 42, 43, 483       |
| Bills and resolutions..... | 34, 48, 70, 95, 184, 264, 416 |

## Local matters:

|  |                                   |
|--|-----------------------------------|
| Board of Road Commissioners, to abolish.....               | 48, 65, 71, 464, 500              |
| Clerk Superior Court, relating to office of.....           | 865, 887                          |
| County officers, to place on salaries.....                 | 95, 116, 125, 432, 450, 482, 497  |
| Courts, relating to April term.....                        | 416, 518, 540, 555, 565, 589, 601 |
| Discounts and penalties for taxes, to repeal.....          | 34, 100, 106, 700                 |
| Minton, N. J., Justice of the Peace, to validate acts..... | 144, 157, 172, 182                |
| Murfreesboro, relating to charter.....                     | 838, 846, 854, 860                |
| Rabbits, to permit killing in certain cases.....           | 70, 94                            |
| Steel traps, relating to the use of.....                   | 449, 504, 518, 551                |
| Taxes, to provide payment in installments.....             | 716, 805, 816                     |

## HOKE COUNTY

## Representative Laurie McEachern:

|                             |  |
|-----------------------------|--|
| Sworn in.....               | 8  |
| Committee assignments.....  | 39, 40, 42, 705  |
| Leave of absence.....       | 98   |
| Reports for committees..... | 121, 258, 378, 429, 504, 586,<br>623, 696, 750, 813, 852, 861, 897 |
| Bills and resolutions.....  | 63, 67, 123, 129, 380, 402, 910                                    |

## Local matters:

|   |                           |
|---|---------------------------|
| Cotton, regulating sale of, etc.....                        | 63, 66, 72, 431, 450, 478 |
| Foxes, to regulate hunting of.....                          | 187, 225, 235, 461        |
| Setting of steel traps, relating to.....                    | 63, 75, 80, 460           |
| Tax sales, to validate.....                                 | 380, 428, 469             |
| Treasurer, to abolish.....                                  | 67, 120, 132, 177         |
| Wilkes, Mrs. Margaret Currie, to place on pension roll..... | 123                       |

## HYDE COUNTY

## Representative George E. Davis:

|                            |  |
|----------------------------|--|
| Sworn in.....              | 8  |
| Committee assignments..... | 39, 40, 41   |
| Leave of absence.....      | 15, 98, 169, 541   |
| Bills and resolutions..... | 14, 95, 118, 152, 167, 251, 260, 264,<br>352, 403, 430, 567, 588, 608, 632, 721, 726 |



## Local matters:

|   |  |
|---|--|
| Board of County Commissioners, relating to election for two additional members..... | 721                                    |
| relating to vacancy on.....   | 721                                    |
| Clerk of Court and Register of Deeds, regulating salaries.....                      | 95, 100, 107, 190                      |
| County Accountant, to regulate salary of.....                                       | 403, 412, 434                          |
| County Commissioners, relating to settlement of suits.....                          | 14                                     |
| County Drainage District, relating to.....  | 152, 165, 172, 377                     |
| Drag nets, to prohibit fishing with.....  | 430, 531, 577, 583                     |
| Game Law, to amend.....   | 352, 379, 394, 461                     |
| Highway Commission to build certain road.....                                       | 632, 659, 673, 812                     |
| Mattamuskeet Drainage District, relating to.....                                    | 152, 165, 172, 563, 567, 577, 619, 627 |
| Public sales, manner of advertisement.....  | 167, 191, 202, 275, 667                |
| Quarterly statements of officers, to require.....                                   | 260, 270, 287, 324                     |
| Register of Deeds and Clerk of Court, to require certain reports.....               | 14, 55, 231, 235, 276                  |
| Taxes, to provide for partial payments.....   | 608, 631, 639, 689                     |
| Treasurer, relating to abolishing.....  | 251, 264, 278, 388                     |

## IREDELL COUNTY

## Representative D. E. Turner:

|                             |  |
|-----------------------------|--|
| Sworn in.....               | 8  |
| Committee assignments.....  | 40, 41   |
| Reports for committees..... | 112, 191, 282, 325, 347, 594, 622, 643, 735, 738, 841, 852, 864, 866, 902, 906 |
| Bills and resolutions.....  | 105, 285, 381, 864   |

## Local matters:

|   |                              |
|---|------------------------------|
| Grand jury, relating to.....  | 174, 216, 230, 238           |
| Iredell-Rowan Drainage District No. 1, for relief of.....           | 482, 504, 512, 554, 577, 585 |
| Justices of the Peace, to appoint.....                              | 857, 863, 865, 866           |
| Patterson, Mrs. W. C., to place on pension list.....                | 105                          |
| Sharpsburg and Olin Townships, to prevent depredation of fowls..... | 432, 444, 467, 487           |
| Statesville, relating to vacancies in certain offices.....          | 864, 894                     |
| to issue sewer bonds.....   | 717, 805, 817, 820, 829      |
| school, to issue remaining bonds.....                               | 393                          |
| Superintendent of Schools, relating to election of.....             | 907, 912, 916                |
| Superintendent of Public Welfare, relating to election of.....      | 907, 912, 916                |

## JACKSON COUNTY

## Representative Thos. A. Cox:

|                             |   |
|-----------------------------|---|
| Sworn in.....               | 8   |
| Committee assignments.....  | 40, 41, 42, 43, 59, 642, 743                            |
| Leave of absence.....       | 50  |
| Reports for committees..... | 225, 245, 311, 426, 553                                 |
| Bills and resolutions.....  | 39, 60, 83, 109, 178, 186, 271, 272, 392, 403, 632, 668 |

## Local matters:

|  |                    |
|--|--------------------|
| Certificates of sales, to permit hypothecation of..... | 314, 385, 409      |
| Commission form of government, to abolish.....         | 286, 321, 335, 346 |

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| County, to validate indebtedness.....                | 271, 326, 357, 372           |
| Jury Commission, to amend act relating to.....       | 39, 47, 54, 113, 126         |
| Recorder's Court, to regulate.....                   | 83, 99, 177, 705, 719, 724   |
| Sheriff, to regulate fees.....                       | 403, 412, 434, 595, 629      |
| Shoal Creek School District, to repeal annexation .. | 668, 670, 688, 708, 712, 717 |
| Stock Law, to amend act relating to.....             | 178, 193, 202, 265           |
| Sylva, relating to Mayor's Court.....                | 271, 319, 594, 623, 634      |
| to validate indebtedness.....                        | 271, 326, 356, 373           |
| Wells, Lelia, to place on pension roll.....          | 611, 623, 634, 649           |

## JOHNSTON COUNTY

### Representative R. T. Fulghum:

|                            |  |
|----------------------------|--|
| Sworn in.....              | 8  |
| Committee assignments..... | 41, 42, 43, 519                          |
| Leave of absence.....      | 73, 127, 169                             |
| Bills and resolutions..... | 69, 76, 92, 118, 186, 219, 313, 380, 632 |

### Representative Preston Woodall:

|                            |   |
|----------------------------|---|
| Sworn in.....              | 8   |
| Committee assignments..... | 40, 41, 42, 43  |
| Leave of absence.....      | 73, 126, 169  |
| Bills and resolutions ..   | 69, 76, 92, 130, 219, 226, 313, 332, 380, 588, 632, 663 |

### Local matters:

|   |   |
|---|---|
| Benson School District, to repeal charter.....              | 226, 329, 342, 550,                         |
|   | 588, 660, 692, 699, 720                     |
| Certain widows, to place on pension roll.....               | 332   |
| Clayton, to place under general municipal act.....          | 465, 515, 528, 542                          |
| County Commissioners, to conform to State Revenue Bill..... | 930   |
| County officers, to fix salaries.....                       | 517, 530                                    |
| Delinquent taxpayers, to remit certain costs.....           | 69, 889                                     |
| Grand Jury, relating to.....                                | 380, 398, 420, 511                          |
| Highway Commission, to amend 1927 act.....                  | 92, 157, 170, 211                           |
| Recorder's Court, to amend law relating to.....             | 369, 419, 605, 616                          |
| relating to.....  | 507, 566                                    |
| Selma, to amend charter.....                                | 118, 341, 375                               |
| Sheriff, to fix salary.....                                 | 380, 412, 434, 506, 519, 534, 740, 755, 803 |
| Sheriffs' etc., to fix fees in certain cases.....           | 130, 206, 220, 737, 924, 935                |
| Six months Grand Jury, to provide.....                      | 392, 399, 421, 437                          |
| Tax Collector, relating to.....                             | 219, 232, 242, 389                          |
| Tax listing, relating to.....                               | 297, 440, 467, 488                          |
| To appoint W. R. Keen a Justice of the Peace.....           | 76  |
| Treasurer, to abolish office.....                           | 313, 320, 334                               |
| relating to salary of.....                                  | 589   |

## JONES COUNTY

### Representative R. P. Bender:

|                            |                     |
|----------------------------|---------------------|
| Sworn in.....              | 8                   |
| Committee assignments..... | 40, 41, 42, 43, 483 |



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|-----------------------------|---|
| Reports for committees..... | 113, 134, 163, 173, 253, 258, 319, 324,<br>437, 579, 585, 670, 690, 696, 710, 721, 730,<br>745, 796, 799, 812, 842, 860, 861, 862, 894, 930 |
| Bills and resolutions.....  | 273, 711, 746, 832  |

## Local matters:

|   |                    |
|---|--------------------|
| Board of Education, to fill vacancy on..... | 711, 725, 733, 749 |
| Stenographer, to provide fee.....           | 273, 327, 343, 487 |
| Tax certificates, relating to.....          | 273, 890           |

## LEE COUNTY

## Representative A. A. F. Seawell:

|                             |  |
|-----------------------------|--|
| Sworn in.....               | 8  |
| Committee assignments.....  | 39, 40, 41, 42, 43, 59, 419, 633   |
| Reports for committees..... | 94, 116, 364, 379, 610, 730, 852, 861  |
| Bills and resolutions.....  | 14, 113, 150, 151, 167, 168, 185, 186, 193, 196,<br>207, 218, 240, 297, 333, 353, 402, 532, 566, 632,<br>633, 639, 704, 712, 727, 752, 832, 853, 893, 897, 924 |

## Local matters:

|   |                              |
|---|------------------------------|
| Board of Education, to appoint.....             | 704, 709, 717, 842           |
| County home, relating to.....                   | 832, 845, 853, 865           |
| County officials, to fix salaries.....          | 186, 206, 212, 215, 235, 243 |
| Courts, to reduce terms.....                    | 218, 244, 266, 389           |
| Fishing with seines, to permit.....             | 151, 246, 253, 427           |
| Foxes, to regulate hunting of.....              | 187, 225, 235, 461           |
| Grand jury, to provide continuous.....          | 566, 581, 584, 637           |
| Recorder's Court, to authorize abolishment..... | 402, 446, 468, 563           |
| Roads, to prevent garbage near.....             | 207, 413, 433, 447, 552      |
| Sanford, relating to license taxes.....         | 353, 364, 930                |
| to amend charter.....                           | 240, 364, 384, 500           |
| to improve streets, etc.....                    | 240, 542, 577, 587, 657      |

## LENOIR COUNTY

## Representative F. I. Sutton:

|                             |  |
|-----------------------------|--|
| Sworn in.....               | 8  |
| Committee assignments.....  | 15, 39, 40, 42, 161  |
| Reports for committees..... | 47, 74, 88, 104, 115, 121, 140, 157, 191, 216,<br>224, 246, 257, 269, 284, 309, 326, 349, 378, 398,<br>412, 444, 502, 515, 547, 563, 586, 610, 617, 701, 709 |
| Bills and resolutions.....  | 122, 150, 226, 351, 566, 626, 911, 915   |

## Local matters:

|  |                              |
|--|------------------------------|
| County boundary lines, relating to.....                | 351, 378, 409, 500           |
| County Commissioners, relating to securities held..... | 911, 914, 927, 931           |
| to provide for election.....                           | 566, 586, 634                |
| Courts, to fix additional terms.....                   | 655, 660, 673, 689           |
| Justices of the Peace, to appoint.....                 | 810                          |
| to regulate fees.....                                  | 626, 652, 665, 715           |
| LaGrange School District, to increase committee.....   | 915                          |
| Legal sales, to validate.....                          | 226, 254, 266, 377           |
| Municipal County Court, relating to.....               | 122, 141, 172, 482, 509, 540 |

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| Taxes, to provide quarterly payment of..... | 833                     |
| Taxpayers, for the relief of.....           | 704, 884                |
| Treasurer, to abolish.....                  | 150, 157, 171, 495, 511 |

## LINCOLN COUNTY

### Representative W. A. Sigmon:

|                            |                        |
|----------------------------|------------------------|
| Sworn in.....              | 8                      |
| Committee assignments..... | 41, 42, 43, 483        |
| Leave of absence.....      | 73                     |
| Bills and resolutions..... | 48, 117, 249, 264, 402 |

### Local matters:

|  |                    |
|--|--------------------|
| Courts, relating to.....                                     | 402, 446, 469      |
| Law enforcement, relating to.....                            | 555, 563, 589, 601 |
| Lincolnton School District, to sell certain real estate..... | 494, 529, 549, 560 |
| Lincolnton, to amend charter.....                            | 691, 709, 717, 720 |
| to repeal act incorporating church.....                      | 160, 170, 176, 182 |
| Prohibition, to repeal 1929 local act.....                   | 48, 51, 56, 78     |
| Recorders Court, to regulate fees of.....                    | 611, 623, 634, 649 |
| Sheriff, relating to fees of.....                            | 589, 624, 634, 649 |
| Temporary cartways, to provide.....                          | 312, 328, 343, 560 |

## MACON COUNTY

### Representative W. A. Rogers:

|                            |  |
|----------------------------|--|
| Sworn in.....              | 8  |
| Committee assignments..... | 40, 41, 42, 59                           |
| Leave of absence.....      | 73                                       |
| Report for committees..... | 47, 224, 366, 443, 462                   |
| Bills and resolutions..... | 58, 61, 95, 130, 138, 208, 296, 542, 853 |

### Local matters:

|   |                              |
|---|------------------------------|
| Absentee Ballot Law, to repeal.....                       | 208, 310                     |
| Board of Education, to reduce membership.....             | 95, 148, 162, 223            |
| County Commissioners, to aid in opening bank.....         | 138, 153                     |
| County officials, to restore fee system.....              | 61, 74, 80, 126              |
| Foreclosure of tax sale certificates, to extend time..... | 58, 542, 552, 888            |
| Highland, to amend charter.....                           | 130, 213, 230, 237, 319      |
| Primary Law, to place county under.....                   | 296, 329, 407, 555, 577, 585 |
| Public drunkenness, to amend act concerning.....          | 61, 69, 77, 147              |
| To repeal a 1929 act affecting Macon County.....          | 853, 857                     |

## MADISON COUNTY

### Representative N. B. McDevitt:

|                            |   |
|----------------------------|---|
| Sworn in.....              | 8   |
| Committee assignments..... | 40, 41  |
| Leave of absence.....      | 126, 169  |
| Bills and resolutions..... | 61, 67, 71, 92, 105, 113, 123, 152,<br>188, 259, 275, 352, 403, 416, 417, 516, 632, 910 |

### Local matters:

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| Auditor's report, relating to.....              | 123, 127, 136, 176      |
| Board of Education, to increase the duties..... | 113, 149, 162, 166, 238 |
| to pay certain damages.....                     | 196, 493                |



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| Board of Health, to create.....                                | 352, 364, 383, 601                     |
| Budget system, to repeal act relating to.....                  | 105, 115, 125, 164, 275, 281, 289, 389 |
| Certain officials, to fix fees of.....                         | 417, 530, 549, 566, 616                |
| County Attorney, to provide for election.....                  | 259, 270, 288, 382, 394, 409           |
| County Commissioners and Board of Education, compensation..... | 61, 74, 80, 103                        |
| County Commissioners, relating to act for relief of.....       | 61, 73, 80, 147                        |
| to amend law relating to duties.....                           | 352, 363, 383, 478                     |
| County Home, relating to.....                                  | 275, 281, 289, 389                     |
| County officers, placed on fees.....                           | 92, 116, 125, 164                      |
| Courts, abolishing January term.....                           | 61, 74, 92, 177                        |
| Fishing in French Broad River, relating to.....                | 275, 427, 450, 922, 931                |
| Forest and game, to protect.....                               | 275, 311, 335, 397                     |
| Free road labor, to abolish.....                               | 416, 531, 549, 616                     |
| Game and fish, to promote restocking.....                      | 516, 531, 549, 650                     |
| Highway Commission, to appoint.....                            | 416, 530, 549                          |
| Hot Springs, to reappoint Highway Commissioners.....           | 352, 539                               |
| Jury Commission, etc., to create.....                          | 259, 270, 288, 382, 394, 409           |
| Justices of the Peace, relating to fees.....                   | 196, 205, 222, 265                     |
| Recorder's Court, to establish.....                            | 402, 446, 468, 506, 540                |
| Roberts, Reuben, for relief of.....                            | 152, 173, 181, 315, 335                |
| Sale of land for taxes, to regulate.....                       | 188, 889                               |
| Sinking Fund Commission, to create.....                        | 105, 327, 342, 409                     |
| Special Road District, to create.....                          | 188, 539                               |
| Special tax, to prohibit.....                                  | 910                                    |
| Tax books, to repeal act relating to preparation.....          | 105, 115, 125, 164                     |
| Veal calves, to repeal act relating to.....                    | 105, 115, 125, 176                     |

## MARTIN COUNTY

## Representative J. C. Smith:

|                            |                       |
|----------------------------|-----------------------|
| Sworn in.....              | 8                     |
| Committee assignments..... | 41, 42, 43            |
| Leave of absence.....      | 50, 73, 282           |
| Bills and resolutions..... | 44, 52, 331, 332, 633 |

## Local matters:

|  |                                   |
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| Certain officers, relating to salaries of.....                     | 633, 661, 674                     |
| Hotels, etc., punishment of guest in certain cases.....            | 44, 51, 56, 84, 93                |
| Robersonville Township, relating to payment of road bonds.....     | 332, 427,                         |
| 454, 473, 551  |                                   |
| Williamston, to exempt church property from street assessment..... |                                   |
| .....  | 481, 515, 537, 558, 593, 700, 724 |

## MCDOWELL COUNTY

## Representative W. W. Neal:

|  |                                      |
|--|--------------------------------------|
| Sworn in.....  | 8                                    |
| Committee assignments.....   | 40, 41, 42, 43, 158, 251, 562, 633   |
| Reports for committees.....  | 51, 64, 88, 100, 104, 116, 120, 127, |
| 136, 141, 149, 156, 170, 192, 201, 213, 232, 246, 264, 269, 280,     |                                      |
| 320, 340, 363, 379, 399, 425, 445, 490, 515, 526, 530, 541, 564,     |                                      |
| 607, 617, 653, 661, 668, 709, 726, 730, 745, 750, 813, 833, 846, 863 |                                      |

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| Resignation.....   | 933   |
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| Local matters:   |   |
| Agricultural and Breeding Association, to create.....                      | 910   |
| Certain persons, to place on pension roll.....                             | 833, 852, 858, 861, 886   |
| Clerk Superior Court, clerical assistance of.....                          | 517, 526, 536, 637  |
| County Commissioners to grant use of lands to Highway Com-<br>mission..... | 554, 565, 584, 616  |
| Damage done by dogs, relating to.....                                      | 517, 547, 557, 566, 698, 707  |
| Marion, relating to indebtedness of.....                                   | 274, 280, 292, 301, 495, 509, 520, 551  |
| to validate acts of Alderman.....  | 620, 624, 636, 648, 732, 744, 748, 756, 803   |
| Public drunkenness, relating to.....                                       | 517, 546, 557, 616  |
| Salaries of officers, relating to.....                                     | 367, 412, 433, 512  |
| Sheriff, relating to salary of.....  | 517, 526, 536, 718  |

MECKLENBURG COUNTY

Representative Joe Garibaldi:

|                            |   |
|----------------------------|---|
| Sworn in.....              | 8   |
| Committee assignments..... | 39, 40, 41, 43, 59  |
| Leave of absence.....      | 73, 169   |
| Bills and resolutions..... | 76, 92, 118, 130, 219, 226,<br>250, 404, 543, 625, 632, 712, 739, 856 |

Representative John A. McRae:

|                            |  |
|----------------------------|--|
| Sworn in.....              | 8  |
| Committee assignments..... | 15, 40, 41, 42, 43, 633, 908   |
| Leave of absence.....      | 73, 169  |
| Bills and resolutions..... | 16, 76, 94, 130, 144, 151, 185, 219, 226, 241,<br>250, 296, 404, 430, 431, 542, 625, 712, 814, 861 |

Representative J. B. Readling:

|                             |   |
|-----------------------------|---|
| Sworn in.....               | 8   |
| Committee assignments.....  | 40, 41, 42  |
| Leave of absence.....       | 73, 126, 169  |
| Reports for committees..... | 225, 906  |
| Bills and resolutions.....  | 76, 130, 167, 219, 223, 250,<br>404, 405, 625, 632, 698, 712, 739 |

Local matters:

|   |                              |
|---|------------------------------|
| Board of Health, relating to.....                                     | 250, 366                     |
| Chairman Board of Commissioners, compensation.....                    | 250, 264, 299, 355, 369, 487 |
| Charlotte, relating to registration books.....                        | 368, 492, 507, 525           |
| relating to School Board.....   | 226, 363, 385, 500           |
| County and city of Charlotte, relating to collection of<br>taxes..... | 219, 281, 289, 319, 625, 650 |
| County officials, to place on salaries.....                           | 76, 141, 152, 219, 231       |
| Law enforcement officers, to create pension fund for.....             | 698, 739, 745, 751, 756, 812 |
| Old Ladies Home, relating to street assessments against.....          | 705, 805, 815, 822           |
| Real Estate Commission, to amend act relating to.....                 | 118, 121, 133, 164           |
| Reformatories, to amend law concerning.....                           | 250, 545, 556, 650           |
| Rural police, to amend local act.....                                 | 130, 140, 153                |



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| Sheriff's office, relating to operating expenses ..... | 712, 724                |
| Tax Commission, to repeal act .....                    | 404, 413, 434, 448, 512 |
| Taxes, relating to rules for partial payment of .....  | 314, 428, 450, 487      |
| Tubercular Hospitals, to amend law concerning .....    | 250, 366, 512           |

## MITCHELL COUNTY

## Representative John C. McBee:

|                              |                                  |
|------------------------------|----------------------------------|
| Sworn in .....               | 8                                |
| Committee assignments .....  | 15, 40, 41, 42, 43, 59           |
| Leave of absence .....       | 98, 377                          |
| Reports for committees ..... | 553                              |
| Bills and resolutions .....  | 70, 179, 226, 296, 554, 626, 690 |

## Local matters:

|  |                         |
|--|-------------------------|
| Board of Education, to validate acts .....           | 690, 696, 706, 724      |
| County Commissioners, relating to compensation ..... | 554, 581, 584, 657      |
| County officers, relating to fees and salaries ..... | 179, 192, 201, 279      |
| County officials, relating to salaries, etc. ....    | 70, 100, 106, 201       |
| Dogs, inoculation for rabies .....                   | 179, 183, 198, 304      |
| Fowls running at large, to repeal act .....          | 179, 192, 202, 304      |
| Galax leaves, relating to gathering .....            | 79, 116, 125, 134       |
| Legal sales, to validate .....                       | 226, 254, 266, 377      |
| Road Law, to amend act relating to .....             | 179, 193, 202, 486      |
| Spruce Pine, relating to tax collector .....         | 179, 193, 202, 276, 294 |
| Spruce Pine Hospital, relating to bonds .....        | 296, 320, 338, 359      |
| to provide trustees, etc. ....                       | 179, 192, 202, 261, 279 |

## MONTGOMERY COUNTY

## Representative T. Wade Bruton:

|                              |   |
|------------------------------|---|
| Sworn in .....               | 9   |
| Committee assignments .....  | 39, 40, 41, 42  |
| Reports for committees ..... | 390, 480, 514, 548, 552, 843  |
| Bills and resolutions .....  | 49, 76, 129, 159, 185, 195, 313,<br>403, 493, 532, 632, 641, 752, 847, 893, 910 |

## Local matters:

|  |                              |
|--|------------------------------|
| Bank of Montgomery, to aid in reopening .....                | 641, 652, 665, 684           |
| Biscoe, to extend corporate limits .....                     | 315, 425, 439, 490           |
| Candor, relating to sales on street in .....                 | 313, 320, 338, 359, 488      |
| Certain persons placed on pension roll .....                 | 185                          |
| County Commissioners, relating to compensation .....         | 493, 530, 549, 715           |
| County officers, relating to salaries .....                  | 159, 170, 175, 432, 451, 478 |
| Criminals, to work at County Farm, etc. ....                 | 159, 414                     |
| Highway Trustees, to abolish .....                           | 49, 51, 57, 113              |
| Prohibition Laws, relating to enforcement .....              | 159, 183, 197, 304           |
| Quadrennial assessment, relating to .....                    | 76, 127                      |
| Sheriff, to allow collection of back taxes .....             | 641, 649, 651, 665, 684      |
| Star, to increase number of commissioners .....              | 893, 908                     |
| Taxes, to suspend penalties for nonpayment .....             | 159, 889                     |
| Troy, to issue funding bonds .....                           | 195                          |
| to validate indebtedness .....                               | 403, 441, 470, 484           |
| Troy and Biscoe school districts, relating to trustees ..... | 847, 860                     |

## MOORE COUNTY

| Representative U. L. Spence: | PAGE   |
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| Sworn in .....               | 9  |
| Committee assignments .....  | 40, 41, 43, 705  |
| Reports for committees ..... | 52, 73, 100, 116, 127, 166, 199, 283, 325,<br>348, 365, 427, 440, 479, 491, 503, 546, 553,<br>631, 652, 661, 709, 805, 813, 819, 884, 897, 924 |
| Bills and resolutions .....  | 57, 109, 129, 143, 151, 168, 260, 296,<br>401, 464, 481, 532, 632, 647, 721, 909   |

### Local matters:

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| Building Inspector, relating to fees of .....       | 220, 232, 242, 253                     |
| Cities and towns, relating to elections .....       | 369, 492, 507, 525                     |
| County Commissioners, relating to selection .....   | 383, 426, 450, 500                     |
| County officers' salaries, relating to .....        | 401, 412, 434, 511                     |
| Maps, to provide for registration .....             | 151, 157, 171, 227, 252, 265           |
| Municipal Recorder's Court, to establish .....      | 143, 165, 171, 319, 393, 399, 421, 439 |
| Southern Pines, to amend charter .....              | 220, 232, 243, 253                     |
| To make C. S. 2366 applicable to Moore County ..... | 895, 914, 926, 932                     |
| Village of Hemp, to furnish police protection ..... | 647, 651, 665, 689                     |
| West Southern Pines, to repeal charter, etc. ....   | 226, 281, 293, 303, 324                |

## NASH COUNTY

### Representative O. B. Moss:

|                              |  |
|------------------------------|--|
| Sworn in .....               | 9  |
| Committee assignments .....  | 15, 40, 41, 42, 161, 342, 664, 733   |
| Reports for committees ..... | 51, 68, 87, 93, 114, 128, 141, 157, 183,<br>204, 216, 223, 254, 255, 269, 284, 309,<br>330, 363, 410, 444, 504, 546, 552, 564,<br>582, 622, 652, 653, 685, 696, 702, 708,<br>726, 745, 798, 813, 819, 856, 863, 887, 909 |
| Bills and resolutions .....  | 117, 122, 137, 167, 196, 225, 272, 331, 352, 353,<br>381, 391, 392, 448, 697, 704, 721, 746, 823, 827, 923   |

### Representative W. C. Woodard:

|                             |   |
|-----------------------------|---|
| Sworn in .....              | 9   |
| Committee assignments ..... | 39, 40, 41, 42, 43, 55, 209, 315, 743                                   |
| Bills and resolutions ..... | 122, 196, 225, 272, 331, 353,<br>368, 381, 632, 704, 721, 823, 827, 883 |

### Local matters:

|   |                              |
|---|------------------------------|
| Bailey, to decrease commissioners .....                                   | 196, 213, 229, 304           |
| County Commissioners, to authorize closing certain filling stations ..... | 331, 553, 585                |
| to fix salary of county officials .....                                   | 331, 553, 579                |
| County tax levy, to validate .....  | 827, 833, 836, 840, 855      |
| Distilleries seized, relating to .....                                    | 225, 246, 266, 382, 394, 410 |
| Dudley, Emily, deceased, to authorize payment of pension<br>check .....   | 117, 121, 132, 177           |
| Middlesex, to amend charter .....   | 722, 726, 734, 737           |
| Nashville, to amend charter .....   | 272, 280, 291, 302, 389      |
| Prisoners in jail, to hire out .....                                      | 721, 737                     |
| Sharpsburg School District, to repeal charter .....                       | 225, 329, 342, 534, 549, 560 |
| Solicitor, to place on salary .....                                       | 331, 552, 579                |
| Tisdale, Cassander, to place on pension roll .....                        | 167                          |



## NEW HANOVER COUNTY

| Representative Wilbur R. Doshier:                     |   | PAGE     |
|---|---|----------|
| Sworn in .....  |   | 9        |
| Committee assignments .....                           | 39, 40, 41, 42,                         | 201      |
| Leave of absence .....                                | 15, 73,                                 | 98       |
| Bills and resolutions .....                           | 15, 76, 118, 129, 150, 151, 195, 240,   |          |
|   | 272, 333, 543, 587, 632, 654, 829, 853, | 885      |
| Representative Harriss Newman:                        |   |          |
| Sworn in .....  |   | 9        |
| Committee assignments .....                           | 40, 41, 43, 626, 732, 733, 800,         | 908      |
| Leave of absence .....                                | 15, 73,                                 | 98       |
| Reports for committees .....                          |   | 661, 823 |
| Bills and resolutions .....                           | 15, 48, 91, 196, 380, 404, 625, 853,    | 885      |
| Local matters:  |   |          |
| Board of Health, relating to duties .....             | 383, 443, 467,                          | 487      |
| Carolina Beach, relating to collection of taxes ..... | 654, 661, 674, 690,                     | 707      |
| County Commissioners, relating to meetings .....      | 150, 156, 171,                          | 223      |
| relating to salaries .....                            | 151, 157, 171,                          | 199      |
| Oakdale Cemetery, relating to .....                   | 272, 365, 384,                          | 438      |
| Pension, to provide for Mrs. H. Mack Godwin .....     | 76, 121, 132,                           | 231      |
| Prisoners, relating to working prisoners .....        | 587, 602, 613,                          | 650      |
| Sheriff, relating to salary of .....                  | 208, 270, 290, 303, 705, 708, 729,      | 734      |
| Taxes, to provide for payment in installments .....   | 15, 166, 170,                           | 231      |
| Upchurch, Dallas H., for the relief of .....          |   | 380, 582 |
| Wilmington, to abandon lockup .....                   | 625, 631, 639, 684,                     | 885, 894 |
| relating to Commission form of government .....       |   | 853, 865 |
| to establish daylight saving time .....               |   | 847, 855 |
| Wrightsville Beach, to protect water fowl near .....  | 240, 283, 298,                          | 324      |

## NORTHAMPTON COUNTY

| Representative A. C. Gay:                        |                                    | PAGE     |
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## ONSLOW COUNTY

### Representative N. E. Day:

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## ORANGE COUNTY

### Representative S. M. Gattis, Jr.:

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### Representative J. J. Brinson:

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### Representative J. C. James:

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| Representative R. G. Johnson:                               |   |
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| Leave of absence.....                                       | 15  |
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| Taxes, to provide payment in installments.....              | 480, 652, 656, 688  |
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| Representative W. T. Brown:                                 |   |
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| Woodsville Baptist Church, to amend law relating to.....    | 333, 349, 372,<br>388, 488, 814, 828  |
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| Representative R. L. Harris:                                |   |
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| Sheriff, relating to salary             | 405, 412, 435, 512      |

## PITT COUNTY

### Representative E. G. Flanagan:

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| Committee assignments  | 39, 40, 41, 42, 43, 158, 251, 451, 742   |
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### Representative John W. Holmes:

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| Barwick, J. F., Justice of the Peace, to validate acts | 101, 115, 125, 146      |
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| Courts, to repeal and amend laws relating to           | 131, 245, 262, 406, 424 |
| Farmville, relating to Mayor's Court                   | 75, 88, 97, 126         |
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| Greenville, to create Boxing Commission                | 505, 519, 628           |
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| Highway Commission, to take over certain roads         | 647, 659                |
| Peace Officers' Relief Fund, to create                 | 832, 842                |
| Public officials, relating to fixing salaries of       | 847, 863, 867, 892, 894 |
| Red Oak Christian Church, to incorporate               | 351, 379                |
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## POLK COUNTY

### Representative E. B. Cloud:

|                        |                          |
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| Sworn in               | 9                        |
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| County, to aid in opening Polk County Bank               | 402, 565, 583, 718                               |
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## Representative W. L. Ward:

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## Representative D. E. Scarborough:

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## Representative Ernest Graham:

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| Bills and resolutions .....  | 14, 16, 38, 49, 70, 92, 98, 138, 160,<br>186, 218, 234, 235, 264, 284, 296, 297, 313,<br>391, 403, 505, 607, 632, 663, 697, 731, 837, 891 |

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Representative H. N. Binford:

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Representative Lillie M. Mebane:

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| Reidsville, to extend corporate limits, 197, 201, 211, 221, 244, 642, 653, 665, 684 |                              |
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## Representative E. W. G. Huffman:

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## Representative George R. Uzzell:

|                             |   |
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| Sworn in.....               | 9   |
| Committee assignments.....  | 40, 41, 42, 43  |
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| Salisbury, to amend charter.....  | 449, 504, 518, 540                  |
| to amend law relating to elections.....   | 293, 341, 394, 431, 461             |
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| Validating acts of D. W. Julian, a Justice of the Peace.....                      | 62, 69, 77, 103                     |
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## Representative O. R. Coffield:

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| Landlord and tenant, relating to.....                   | 195, 205, 222, 265                |
| Officers, to wear uniforms.....                         | 506, 582, 613                     |
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| Rural policemen, to repeal acts concerning.....         | 58, 116, 124, 177                 |
| Second Primary, to eliminate.....                       | 195, 311                          |
| Taxes, relating to sales for.....                       | 249, 325, 343                     |

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Representative A. L. Butler:

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| Sworn in.....              | 9   |
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| Tax Collector, to create office of.....           | 249, 325, 342, 810, 818 |
| Taxes, to reduce for certain citizens.....        | 654, 662                |
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Representative E. M. Gill:

|                             |   |
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Representative J. A. Groves:

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| Representative H. H. Leake:                               |   | PAGE               |
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| Protection of foxes, to amend local act .....             |   | 119, 121, 133, 460 |
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| Taylor, John J., for the relief of .....                  | 297, 309, 348, 370, 479, 497, 551                               |                    |
| Treasurer, relating to salary .....                       |   | 464, 561           |

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### Representative W. M. Henry:

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### Representative C. W. Tatem:

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### Representative T. L. A. Helms:

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## Representative John B. Crudup:

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## Representative J. Sherwood Upchurch:

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## Representative Z. V. Norman:

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## Representative R. T. Greer:

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## Representative Gurney P. Hood:

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## Representative H. A. Cranor:

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Representative J. C. Pinnix:

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## Representative J. M. Lyon:

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